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MINUTES OF THE SUPREME COURT OF THE UNITED STATES

Roll 34

October 3, 1932 - June 4, 1934

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NOTES ON ROLL 34

The two volumes reproduced on this roll have the following backstrip titles: (1) "Minutes / 1932 / Supreme Court / of the / United States" and (2) "Minutes / 1933 / Supreme Court / of the / United States." They contain the minutes of the Supreme Court of the United States from October 3, 1932, to June 4, 1934.

The first volume contains the minutes of the Court from October 3, 1932, to May 29, 1933, and the second, from October 2, 1933, to June 4, 1934.

VOLUME

1932

MONDAY, OCTOBER 3, 1932

At the Capitol of the United States, in the City of Washington, and District of Columbia, being the present Seat of the National Government of the United States, on the first Monday of October (being the 3rd day of the same month) in the year of our Lord one thousand, nine hundred and thirty-two and of the Independence of the United States the one hundred and fifty-seventh, The Supreme Court of the United States met agreeably to law.

PRESENT:

The Honorable Charles E. Hughes, Chief Justice,
Willis Van Devanter,
James C. McReynolds,
Louis D. Brandeis,
George Sutherland, Associate Justices.
Pierce Butler,
Harlan F. Stone,
Owen J. Roberts,
Benjamin N. Cardozo,
Frank K. Green, Esquire, Marshal,
Charles Elmore Cropley, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. Albert E. Reitzel, It is ordered that William Earl Smith, Esquire, of Rochester, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Fred A. Woodis, It is ordered that Arnold J. Brock, Esquire, of Scarsdale, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. William Joachim, It is ordered that Sol M. Selig, Esquire, of New York City, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. William Joachim, It is ordered that Meyer Stein, Esquire, of New York City, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Gilbert L. Hall, It is ordered that Oscar Codler, Esquire, of Houston, State of Texas, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Gilbert S. Woolworth, It is ordered that Edwin O. Saunders, Esquire, of Washington, District of Columbia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. James T. Crouch, It is ordered that Thomas Henry Moffatt, Esquire, of Columbia, State of South Carolina, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. James T. Crouch, It is ordered that Fred Dupre Townsend, Esquire, of Columbia, State of South Carolina, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Edmund Quincy Moses, It is ordered that M. Casewell Heine, Esquire, of Maplewood, State of New Jersey, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Hiram Ralph Burton, It is ordered that Frank A. Bull, Esquire, of New York City, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Harry L. Underwood, It is ordered that George McLean Curtis, Esquire, of Elkins, State of West Virginia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Gilbert S. Woolworth, It is ordered that Theodore Hall, Esquire, of Washington, District of Columbia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Leslie C. Garnett, It is ordered that Charles C. Berkeley, Esquire, of Newport News, State of Virginia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Gilbert Bettman, It is ordered that Thomas J. Herbert, Esquire, of Columbus, State of Ohio, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Frederic P. Lee, It is ordered that William P. MacCracken, Jr., Esquire, of Washington, District of Columbia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Hugo L. Black, It is ordered that Greek L. Rice, Esquire, of Jackson, State of Mississippi, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

Walker Wood, Secretary of State of the State of Mississippi, et al., Appellants, 424 vs. Stewart C. Broom.

ORDER.

It is ordered that this case be advanced and assigned for argument on Wednesday, October 12 next, at the head of the call for that day. The Clerk of this Court is directed to notify the parties, by telegrams, of this order and the appellants are also directed to give immediate notice to the appellee of the assignment of this case for argument. Briefs of the parties may be filed on or before the day the case is called for argument.

Per Mr. Chief Justice Hughes.

State of Wisconsin, Complainant, 5, Original. vs. State of Illinois, et al.; State of Michigan, Complainant, 8, Original. vs. State of Illinois, et al.; State of New York, Complainant, 9, Original. vs. State of Illinois, et al.

The motion of complainants, The State of Wisconsin, Minnesota, Ohio, and Michigan, for the appointment of an officer to carry out the decree of April 21, 1930, was submitted to the consideration of the Court by Mr. Gilbert Bettman in that behalf.

Continental Oil Company, Petitioner, 157 vs. The Osage Oil and Refining Company; Continental Oil Company, et al., Petitinners, 305 vs. The Osage Oil and Refining Company.

On consideration of the motion by counsel for the petitioners for leave to file a reply brief in these cases on or before Friday next,

It is ordered by the Court that the said motion be, and the same is hereby, granted.

Per Mr. Chief Justice Hughes.

John P. H. Chandler, Appellant,
400 vs.
The State of Maine.

On consideration of the motion by counsel for the appellant for leave to file out of time the statement as to jurisdiction in this case;
It is ordered by the Court that the said motion be, and the same is hereby, granted.

Per Mr. Chief Justice Hughes.

— Original.

Ex parte: W. S. Miles, Petitioner.

The motion for leave to file petition for writ of habeas corpus was submitted to the consideration of the Court by Mr. W. S. Miles, pro se.

State of Wisconsin, et al., Complainants,
5, Original. vs.
State of Illinois, et al.;
State of Michigan, Complainants,
8, Original. vs.
State of Illinois, et al.;
State of New York, Complainant,
9, Original. vs.
State of Illinois, et al.

The semi-annual report of defendant Sanitary District, dated July 1, 1932, was presented.

State of New Jersey, Complainant,
13, Original. vs.
City of New York.

The semi-annual report of defendant, dated September 30, 1932, was presented.

19, Original.

Ex Parte: The United States, Petitioner.

The return to the rule to show cause herein was presented.

Aero Mayflower Transit Company,

Appellant,

299 vs.

E. A. Conway, Secretary of State of the State of Louisiana and Louisiana Highway Commission.

Appeal from the District Court of the United States for the Eastern District of Louisiana.

It appearing to the Court that counsel for the appellant have filed a motion to dismiss the appeal in this cause;

Therefore, in pursuance of said motion, it is now here ordered, adjudged, and decreed by this Court, that this appeal be, and the same is hereby, dismissed with costs.

Per Mr. Chief Justice Hughes.

F. C. Henderson, Inc.,

Appellant,

349 vs.

Railroad Commission of Texas, et al.

Appeal from the District Court of the United States for the Western District of Texas.

It appearing to the Court that counsel for the appellant has filed a motion to dismiss the appeal in this cause;

Therefore, in pursuance of said motion, it is now here ordered, adjudged, and decreed by this Court, that this appeal be, and the same is hereby, dismissed with costs.

Per Mr. Chief Justice Hughes.

Mrs. Mary Belle Heavner,

Appellant,

360 vs.

The Town of Lincolnton and Maryland Casualty Company, et al.

Appeal from the Supreme Court of the State of North Carolina.

It appearing to the Court that counsel for the appellant has filed a motion to dismiss the appeal in this cause;

Therefore, in pursuance of said motion, it is now here ordered and adjudged by this Court, that this appeal be, and the same is hereby, dismissed with costs.

Per Mr. Chief Justice Hughes.

Proclamation being made the Court is adjourned until Monday next, at 12 o'clock.

MONDAY, OCTOBER 10, 1932 -

Pursuant to adjournment the Court met at the Capitol.

PRESENT:

The Honorable Charles E. Hughes, Chief Justice,
Willis Van Devanter,
James C. McReynolds,
Louis D. Brandeis,
George Sutherland, Associate Justices.
Pierce Butler,
Harlan F. Stone,
Owen J. Roberts,
Benjamin N. Cardozo,
Frank K. Green, Esquire, Marshal,
Charles Elmore Cropley, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. Raymond A. Walsh, It is ordered that Fred Berthold, Esquire, of St. Louis, State of Missouri, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. C. Clinton James, It is ordered that Henry I. Quinn, Esquire, of Washington, District of Columbia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. C. Clinton James, It is ordered that William R. Dennison, Esquire, of Washington, State of Pennsylvania, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Edward A. Harriman, It is ordered that James M. Douglas, Esquire, of St. Louis, State of Missouri, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Raymold A. Walsh, It is ordered that Emery William Chase, Esquire, of St. Louis, State of Missouri, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. George D. Horning, Jr., It is ordered that Henry Nathan Camp, Jr., Esquire, of Knoxville, State of Tennessee, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Jo. V. Morgan, It is ordered that Charles Edward Royer, Esquire, of Erie, State of Pennsylvania, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Joseph Conrad Fehr, It is ordered that Calvin W. Rawlings, Esquire, of Salt Lake City, State of Utah, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Thomas E. Knight, Jr., It is ordered that Thos. Seay Lawson, Esquire, of Montgomery, State of Alabama, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. George T. Weitzel, It is ordered that Guerra Everett, Esquire, of New York City, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Thomas E. Knight, Jr., It is ordered that Hervey Files Crenshaw, Esquire, of Montgomery, State of Alabama, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Thomas M. Shackleford, Jr., It is ordered that John C. Cooper, Jr., Esquire, of Jacksonville, State of Florida, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Thomas M. Shackleford, Jr., It is ordered that Harvey L. McClothlin, Esquire, of St. Petersburg, State of Florida, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Wade H. Ellis, It is ordered that Donald J. Hoskins, Esquire, of Columbus, State of Ohio, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Wade H. Ellis, It is ordered that Robert J. Odell, Esquire, of Columbus, State of Ohio, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Hatton W. Sumners, It is ordered that Charles Metcalfe Spence, Esquire, of Dallas, State of Texas, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Thomas E. Knight, Jr., It is ordered that John H. Peach, Esquire, of Sheffield, State of Alabama, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Heartsill Ragon, It is ordered that Joe C. Barrett, Esquire, of Jonesboro, State of Arkansas, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Hatton W. Sumners, It is ordered that Will C. Hurst, Esquire, of Longview, State of Texas, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Heartsill Ragon, It is ordered that Powell Clayton Freeman, Esquire, of Little Rock, State of Arkansas, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. George D. Horning, Jr., It is ordered that John Randolph Neal, Esquire, of Knoxville, State of Tennessee, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

The Chief Justice announced the following orders of the Court:

Southern Railway Company, Appellant, 300 of '31. vs. Commonwealth of Kentucky. Appeal from the Court of Appeals of the State of Kentucky.

It appearing to the Court that the parties in the above entitled case and in the companion case of Andrew W. Mellon, Director General of Railroads vs. Commonwealth of Kentucky, No. 301, have made and lodged with the Clerk a stipulation as follows:

"It is stipulated and agreed between the parties that, due to a mutual mistake of fact, not discovered by either party until after the judgment of affirmance in this Court, there is no tax involved herein due the Commonwealth of Kentucky, and that the judgment of affirmance in these causes as shown in the opinion of this Court rendered January 4, 1932, be set aside and the cases be dismissed, and that such mandate of this Court go down as will effectuate this agreement. It is further agreed that the appellants pay all taxable costs not heretofore paid."

Therefore, pursuant to said stipulation, it is ordered by this Court that the judgment of this Court affirming the judgment appealed from in this case be, and the same is hereby, set aside, and that this case be, and the same is hereby, dismissed with costs.

And it is further ordered that this case be, and the same is hereby, remanded to the Court of Appeals of Kentucky for such proceedings as will effectuate the above-quoted agreement.

Per Mr. Chief Justice Hughes.

Andrew W. Mellon, Director General of Railroads, Appellant, vs. Commonwealth of Kentucky. Appeal from the Court of Appeals of the State of Kentucky.

301 of '31.

It appearing to the Court that the parties in the above entitled case and in the companion case of Southern Railway Company vs. Commonwealth of Kentucky, No. 300, have made and lodged with the Clerk a stipulation as follows:

"It is stipulated and agreed between the parties that, due to a mutual mistake of fact, not discovered by either party until after the judgment of affirmance in this Court, there is no tax involved herein due the Commonwealth of Kentucky, and that the judgment of affirmance in these causes as shown in the opinion of this Court rendered January 4, 1932, be set aside and the cases be dismissed, and that such mandate of this Court go down as will effectuate this agreement. It is further agreed that the appellants pay all taxable costs not heretofore paid."

Therefore, pursuant to said stipulation, it is ordered by this Court that the judgment of this Court affirming the judgment appealed from in this case be, and the same is hereby, set aside, and that this case be, and the same is hereby, dismissed with costs.

And it is further ordered that this case be, and the same is hereby, remanded to the Court of Appeals of Kentucky for such proceedings as will effectuate the above-quoted agreement.

Per Mr, Chief Justice Hughes.

William H. Rhodes, Roy Hammer, and R. Y. Darnell, Appellants, vs. E. L. Twing, et al. Appeal from the Supreme Court of the State of Texas.

34

This cause came on to be heard on the transcript of the record from the Supreme Court of the State of Texas, and was argued by counsel.

On consideration whereof, It is now here ordered and adjudged by this Court that this appeal be, and the same is hereby, dismissed for the want of jurisdiction.

Per Mr. Chief Justice Hughes.

C. I. Williams, W. B. Wilson, and
W. B. Powers,

Appellants, Appeal from the Supreme Court of the

35 vs. State of Texas.

H. C. Speer & Sons Company, et al.

This cause came on to be heard on the transcript of the record from the Supreme Court of the State of Texas, and was argued by counsel.

On consideration whereof, It is now here ordered and adjudged by this Court that this appeal be, and the same is hereby, dismissed for the want of jurisdiction.

Per Mr. Chief Justice Hughes.

B. C. Savelle,

Appellant,

44 vs. Appeal from the Supreme Court of the

The State Board of Dental Examiners State of Colorado.
of The State of Colorado and W. W.
Cogswell, W. C. Davis, et al., etc.

This cause came on to be heard on the transcript of the record from the Supreme Court of the State of Colorado, and was argued by counsel.

On consideration whereof, It is now here ordered and adjudged by this Court that this appeal be, and the same is hereby, dismissed for the want of jurisdiction.

PerMr. Chief Justice Hughes.

John H. Miller,

Appellant,

45 vs. Appeal from the Supreme Court of the

The State Board of Dental Examiners State of Colorado.
of the State of Colorado and W. W.
Cogswell, W. C. Davis, et al., etc.

This cause came on to be heard on the transcript of the record from the Supreme Court of the State of Colorado, and was argued by counsel.

On consideration whereof, It is now here ordered and adjudged by this Court that this appeal be, and the same is hereby, dismissed for the want of jurisdiction.

Per Mr. Chief Justice Hughes.

John H. Miller, Appellant,

45 vs.

The State Board of Dental Examiners of the State of Colorado and W. W. Cogswell, W. C. Davis, et al., etc.

Appeal from the Supreme Court of the State of Colorado.

Treating the appeal papers herein from the Supreme Court of the State of Colorado, in so far as they seek review of the ruling of the Supreme Court of Colorado upon the asserted denial of rights under the Federal Constitution by the proceedings before the State Board in this cause, not involving the validity of any statute of the state, as an application for a writ of certiorari;

On consideration whereof, it is now here ordered by this Court that the said application for writ of certiorari be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Mrs. L. L. Brown, et al.,

Appellants,

46 vs.

Bank of Commerce & Trust Company and Yocona-Tallahatchie Drainage District.

On consideration of the motion of the appellees to affirm the decree in this cause, and for an award of damages pursuant to Section 878, Title 28, U. S. Code,

It is ordered by the Court that the said motion be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Mrs. L. L. Brown, et al.,

Appellants,

46 vs.

Bank of Commerce & Trust Company and Yocona-Tallahatchie Drainage District.

Appeal from the Supreme Court of the State of Mississippi.

This cause came on to be heard on the transcript of the record from the Supreme Court of the State of Mississippi, and was argued by counsel.

On consideration whereof, It is now here ordered and adjudged by this Court that this appeal be, and the same is hereby, dismissed for the want of jurisdiction.

Per Mr. Chief Justice Hughes.

Roy Thomas and Annie Thomas, Appellants, vs. B. B. Rabb. — Appeal from the County Court of Rains County, State of Texas.

64

This cause came on to be heard on the transcript of the record from the County Court of Rains County, State of Texas, and was argued by counsel.

On consideration whereof, It is now here ordered and adjudged by this Court that this appeal be, and the same is hereby, dismissed for the want of jurisdiction.

Per Mr. Chief Justice Hughes.

Roy Thomas and Annie Thomas, Appellants, vs. B. B. Rabb. — Appeal from the County Court of Rains County, State of Texas.

64

Treating the appeal papers herein from the County Court of Rains County, State of Texas, as an application for a writ of certiorari;

On consideration whereof, it is ordered by this Court that the said application for writ of certiorari be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Anna Bartsch Dunne, Appellant, vs. The State of Maryland. — Appeal from the Court of Appeals of the State of Maryland.

243

This cause came on to be heard on the transcript of the record from the Court of Appeals, of the State of Maryland, and was argued by counsel.

On consideration whereof, It is now here ordered and adjudged by this Court that this appeal be, and the same is hereby, dismissed for the want of jurisdiction.

Per Mr. Chief Justice Hughes.

Anna Bartsch Dunne,

Appellant,

243 vs.

The State of Maryland.

Appeal from the Court of Appeals of the State of Maryland.

Treating the appeal papers herein from the Court of Appeals of the State of Maryland as an application for a writ of certiorari;

On consideration whereof, it is ordered by this Court that the said application for writ of certiorari be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Robert B. Stearns, Receiver of Massachusetts Northeastern Street Railway, et al., etc., Appellants,

266 vs.

Fred Lorenz, John M. Armington, W. E. Lanch, et al.

Appeal from the Supreme Court of the State of New Hampshire.

This cause came on to be heard on the transcript of the record from the Supreme Court of the State of New Hampshire, and was argued by counsel.

On consideration whereof, It is now here ordered and adjudged by this Court that this appeal be, and the same is hereby, dismissed for the want of jurisdiction.

Per Mr. Chief Justice Hughes.

Robert B. Stearns, Receiver of Massachusetts Northeastern Street Railway, et al., etc., Appellants,

266 vs.

Fred Lorenz, John M. Armington, W. E. Lanch, et al.

Appeal from the Supreme Court of the State of New Hampshire.

Treating the appeal papers herein from the Supreme Court of the State of New Hampshire as an application for a writ of certiorari;

On consideration whereof, it is ordered by this Court that the said application for writ of certiorari be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

S. S. Kresge Company,

Appellant,

123 vs.

John J. Bennett, Attorney General of the State of New York, et al., etc.

Appeal from the District Court of the United States for the Southern District of New York.

This cause came on to be heard on the transcript of the record from the District Court of the United States for the Southern District of New York, and was argued by counsel.

On consideration whereof, It is ordered, adjudged, and decreed by this Court that the decree of the said District Court in this cause be, and the same is hereby, affirmed with costs.

Per Mr. Chief Justice Hughes.

American Airways, Inc., Appellant,

135 vs.

Roy C. Wallace, Comptroller for the State of Tennessee, et al., etc.

Appeal from the District Court of the United States for the Middle District of Tennessee.

This cause came on to be heard on the transcript of the record from the District Court of the United States for the Middle District of Tennessee, and was argued by counsel.

On consideration whereof, It is ordered, adjudged, and decreed by this Court that the order of the said District Court denying an interlocutory injunction in this cause be, and the same is hereby, affirmed with costs.

Per Mr. Chief Justice Hughes.

L. S. Brannan, M. N. Carroll,
D. O. Hamby, et al., Appellants,

231 vs.

William B. Harrison, as Comptroller General and Ex Officio Insurance Commissioner.

Appeal from the Supreme Court of the State of Georgia.

This cause came on to be heard on the transcript of the record from the Supreme Court of the State of Georgia, and was argued by counsel.

On consideration whereof, It is now here ordered and adjudged by this Court that this appeal be, and the same is hereby, dismissed for the want of jurisdiction.

Per Mr. Chief Justice Hughes.

New York Dock Company,

Appellant,

238 vs.

New York and Cuba Mail Steamship Company.

Appeal from the Supreme Court of the State of New York.

This cause came on to be heard on the transcript of the record from the Supreme Court of the State of New York, and was argued by counsel.

On consideration whereof, It is now here ordered and adjudged by this Court that this appeal be, and the same is hereby, dismissed for the want of jurisdiction.

Per Mr. Chief Justice Hughes.

Lincoln Fireproof Warehouse Company,

Appellant,

253 vs.

The City of Milwaukee, John I. Drew, Treasurer of the City of Milwaukee, et al., etc.

Appeal from the Supreme Court of the State of Wisconsin.

This cause came on to be heard on the transcript of the record from the Supreme Court of the State of Wisconsin, and was argued by counsel.

On consideration whereof, It is now here ordered and adjudged by this Court that this appeal be, and the same is hereby, dismissed for the want of jurisdiction.

Per Mr. Chief Justice Hughes.

Walter Harnischfeger, Marie K. Harnischfeger, et al., Executors under the Last Will and Testament of Henry Harnischfeger, deceased, et al., Appellants,

285 vs.

Wisconsin Tax Commission.

Appeal from the Supreme Court of the State of Wisconsin.

This cause came on to be heard on the transcript of the record from the Supreme Court of the State of Wisconsin, and was argued by counsel.

On consideration whereof, Itis now here ordered and adjudged by this Court that this appeal be, and the same is hereby, dismissed for the want of jurisdiction.

Per Mr. Chief Justice Hughes.

The Chief Justice said:

"The other orders of the Court appear upon the list certified by the Chief Justice and filed with the clerk and will not be announced orally."

— Original.

Ex Parte: W. S. Miles, Petitioner.

On consideration of the motion for leave to file a petition for writ of habeas corpus herein,

It is ordered by this Court that the said motion be, and the same is hereby, denied, without prejudice to proper application to the appropriate District Court of the United States or to the Judge of said Court.

Per Mr. Chief Justice Hughes.

The State of Wisconsin, et al., Complainants,
5, Original. vs.
The State of Illinois and Sanitary District of Chicago, et al.;
The State of Michigan, et al., Complainants,
8, Original. vs.
The State of Illinois and Sanitary District of Chicago, et al.;
The State of New York, et al., Complainants,
9, Original. vs.
The State of Illinois and Sanitary District of Chicago, et al.

ORDER.

The report of the defendant, Sanitary District of Chicago, dated July 1, 1932, is received. Upon consideration of the complainants' motion,

It is ordered that a rule issue to the defendants in the above entitled causes to show cause, by printed return, on or before Monday, November 7th next, why they have not taken appropriate steps to effect compliance with the requirements of the decree of this Court in these causes dated April 21, 1930 (281 U. S. 696);

And it is further ordered that these causes be set for oral argument upon the return to such rule upon Monday, November 14th next, at the head of the call for that day; briefs to be filed by the parties at the time of such argument.

Per Mr. Chief Justice Hughes.

The State of New Jersey,

Complainant,

13, Original. vs.

The City of New York.

The report of the defendant dated September 30, 1932, is received.

Per Mr. Chief Justice Hughes.

The State of Wyoming, Complainant,

15, Original. vs.

The State of Colorado.

The State of Wyoming is granted until and including the first day of November, 1932, within which to present and file a replication to the answer of the State of Colorado to the amended bill filed herein.

Per Mr. Chief Justice Hughes.

19, Original.

Ex Parte: The United States, Petitioner.

ORDER.

It is ordered that this case be set for argument on the return to the rule to show cause on Monday, November 7 next. Further briefs, if desired by the parties, to be filed at the time of the argument.

Per Mr. Chief Justice Hughes.

Mrs. Antoinette Cherami, et al., Petitioners,

vs.

William Cantrelle, et al.;

Mrs. Antoinette Cherami, et al., Petitioners,

vs.

Ernest Guidroz, et al.

On consideration of the petition of Charles D. Breaux, et al. for an extension of time within which to apply for writs of certiorari in the above entitled matters,

It is ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

In re Disbarment of Harold Van Riper.

ORDER.

Upon its being shown to the Court that Harold Van Riper, a member of the Bar of this Court, has been convicted of a felony in the District Court of the United States for the Southern District of New York,

It is ordered that the said Harold Van Riper be, and he hereby is, forthwith suspended from practice before this Court;

And it is further ordered that a rule issue to the said Van Riper to show cause, within forty days after the service of such rule upon him, why he should not be disbarred from the practice of the law in this Court.

Per Mr. Chief Justice Hughes.

Kroger Grocery and Baking Co.,
218 vs.
Minnie J. Yount;
Rocco Catagrone,
220 vs.
The United States of America.

ORDER.

It is ordered that these cases be advanced and assigned for argument on Monday, November 7, next.

Per Mr. Chief Justice Hughes.

Wabash Valley Electric Company,
Appellant,
128 vs.
Frank T. Singleton, et al., etc.

ORDER.

Upon suggestion of the expiration of the term of office of Frank T. Singleton, an appellee in this cause, as a member of the Public Service Commission of the State of Indiana, and upon consideration of the motion of the appellant herein for the substitution of Ralph M. Young, successor in office of the said Singleton, and it appearing that the said Young and the counsel for the appellees herein consent to such substitution, it is ordered that the said motion be, and it is hereby, granted, and that the said Ralph M. Young, as a member of the Public Service Commission of the State of Indiana, be, and he is hereby, substituted in theplace and stead of Frank T. Singleton as a party appellee in this cause.

Per Mr. Chief Justice Hughes.

The Nashville, Chattanooga & St. Louis Railway, Appellant, vs. Roy C. Wallace, Comptroller of the Treasury of the State of Tennessee, et al., etc.	ORDER. Further consideration of the jurisdiction of this Court is postponed to the hearing upon the merits. The attention of counsel is invited to the question whether a case or controversy is presented, in view of the nature of the proceedings in the State courts.

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Upon suggestion of the resignation of Chas. M. McCabe, an appellee in this cause, as Commissioner of Finance and Taxation of the State of Tennessee, and upon consideration of the motion of the appellant herein for the substitution of George R. Dempster, successor in office of the said McCabe, and it appearing that the said Dempster and the counsel for the appellees herein consent to such substitution, it is ordered that the said motion be, and it is hereby, granted, and that the said George R. Dempster, as Commissioner of Finance and Taxation of the State of Tennessee, be, and he is hereby, substituted in the place and stead of Chas. M. McCabe as a party appellee in this cause.

Per Mr. Chief Justice Hughes.

Detroit International Bridge Company, Appellant, vs. Corporation Tax Appeal Board of the State of Michigan.	In this case probable jurisdiction is noted. Per Mr. Chief Justice Hughes.

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Wabash Valley Electric Company, Appellant, vs. Ralph M. Young, et al.	In this case probable jurisdiction is noted. Per Mr. Chief Justice Hughes.

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Mrs. J. H. Probreslo, Appellant, vs. Joseph M. Boyd Company, et al.	In this case probable jurisdiction is noted. Per Mr. Chief Justice Hughes.

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Atlantic Coast Line Railroad Company and William Smith, Appellants, 194 vs. Katherine H. Ford.	In this case probable jurisdiction is noted. Per Mr. Chief Justice Hughes.
Elizabeth Coyne, as Secretary of State, etc., et al., Appellants, 260 vs. Charles M. Prouty, et al.	In this case probable jurisdiction is noted. Per Mr. Chief Justice Hughes.
The United States of America, Appellant, 264 vs. Chicago, North Shore and Milwaukee Railroad Co.	In this case probable jurisdiction is noted. Per Mr. Chief Justice Hughes.
Louis K. Liggett Company, et al., Appellants, 301 vs. Ernest Amos, as Comptroller of the State of Florida, et al.	In this case probable jurisdiction is noted. Per Mr. Chief Justice Hughes.
Walker Wood, Secretary of State of the State of Mississippi, et al., Appellants, 424 vs. Stewart C. Broom.	In this case probable jurisdiction is noted. Per Mr. Chief Justice Hughes.
The Guaranty Trust Company of New York, as Executor, etc., Appellant, 217 vs. William H. Blodgett, Tax Commissioner.	In this case probable jurisdiction is noted. Further consideration of the motion to affirm is postponed to the hearing of the case on the merits. Per Mr. Chief Justice Hughes.
Helen C. Johnson, et al., etc., Appellants, 282 vs. Arthur Star.	In this case probable jurisdiction is noted and the case is advanced and assigned for argument immediately following No. 171, Probreslo vs. Joseph M. Boyd Co., et al. Per Mr. Chief Justice Hughes.

Albert Fouts, J. C. Fouts, et al.,
Appellants,
387 vs.
The State of Georgia.

On consideration of the motion for leave to proceed in forma pauperis in this cause,
It is ordered by this Court that the said motion be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Albert Fouts, J. C. Fouts, Emmett Fouts, and Charlie Fouts,
Appellants,
387 vs.
The State of Georgia.

Appeal from the Supreme Court of the State of Georgia.

This cause came on to be heard on the transcript of the record from the Supreme Court of the State of Georgia, and was argued by counsel.

On consideration whereof, It is now here ordered and adjudged by this Court that this appeal be, and the same is hereby, dismissed for the want of jurisdiction.

Per Mr. Chief Justice Hughes.

Albert Fouts, J. C. Fouts, et al.,
Appellants,
387 vs.
The State of Georgia.

Appeal from the Supreme Court of the State of Georgia.

Treating the appeal papers herein from the Supreme Court of the State of Georgia as an application for a writ of certiorari;

On consideration whereof, it is ordered by this Court that the said application for writ of certiorari be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Henry Hawks,
Petitioner,
136 vs.
The State of Iowa.

On consideration of the motion for leave to proceed in forma pauperis in this cause,
It is ordered by this Court that the said motion be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Henry Hawks,
Petitioner,
136 vs.
The State of Iowa.

On petition for writ of certiorari to the Supreme Court of the State of Iowa.

On consideration of the petition for a writ of certiorari herein to the Supreme Court of the State of Iowa, and of the argument of counsel thereupon had,

It is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Adele T. Salisbury,
Petitioner,
201 vs.
George R. Salisbury.

On consideration of the motion for leave to proceed in forma pauperis in this cause,

It is ordered by this Court that the said motion be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Adele T. Salisbury,
Petitioner,
201 vs.
George R. Salisbury.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Second Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Charles Morris,
Petitioner,
209 vs.
The United States of America.

On consideration of the motion for leave to proceed in forma pauperis in this cause,

It is ordered by this Court that the said motion be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Charles Morris,

Petitioner,

209 vs.

The United States of America.

On petition for writ of certiorari to the Court of Appeals of the District of Columbia.

On consideration of the petition for a writ of certiorari herein to the Court of Appeals of the District of Columbia, and of the argument of counsel thereupon had,

It is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Marion Beebe,

Petitioner,

239 vs.

Moormack Gulf Lines, Inc., et al.

On consideration of the motion for leave to proceed in forma pauperis in this cause,

It is ordered by this Court that the said motion be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Marion Beebe,

Petitioner,

239 vs.

Moormack Gulf Lines, Inc., et al.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Fifth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Fifth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Jacob D. Posner, Petitioner,
294 vs.
The United States of America.

On consideration of the motion for leave to proceed in forma pauperis in this cause,
It is ordered by this Court that the said motion be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Jacob D. Posner, Petitioner,
294 vs.
The United States of America.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Second Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Bert M. Densmore, Petitioner,
295 vs.
The United States of America.

On consideration of the motion for leave to proceed in forma pauperis in this cause,
It is ordered by this Court that the said motion be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Bert M. Densmore, Petitioner,
295 vs.
The United States of America.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Ninth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Ninth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Bruce B. Johnson,

Petitioner,

363 vs.

The People of the State of California.

On consideration of the motion for leave to proceed in forma pauperis in this cause,

It is ordered by this Court that the said motion be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Bruce B. Johnson,

Petitioner,

363 vs.

The People of the State of California.

On petition for writ of certiorari to the Superior Court, Appellate Division, Los Angeles County, State of California.

On consideration of the petition for a writ of certiorari herein to the Superior Court, Appellate Division, Los Angeles County, State of California, and of the argument of counsel thereupon had,

It is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Fred Berg,

Petitioner,

371 vs.

The State of Iowa.

On consideration of the motion for leave to proceed in forma pauperis in this cause,

It is ordered by this Court that the said motion be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Fred Berg,

Petitioner,

371 vs.

The State of Iowa.

On petition for writ of certiorari to the Supreme Court of the State of Iowa.

On consideration of the petition for a writ of certiorari herein to the Supreme Court of the State of Iowa, and of the argument of counsel thereupon had,

It is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

August Swarz,
Petitioner,
375 vs.
Sigmund Loeffler.

On consideration of the motion for leave to proceed in forma pauperis in this cause, It is ordered by this Court that the said motion be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

August Swarz,
Petitioner,
375 vs.
Sigmund Loeffler.

On petition for writ of certiorari to the Appellate Court of the State of Illinois, First District.

On consideration of the petition for a writ of certiorari herein to the Appellate Court of the State of Illinois, First District, and of the argument of counsel thereupon had,

It is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Joseph F. Miller,
Petitioner,
138 vs.
A. C. Aderhold, Warden, United States Penitentiary, Atlanta, Georgia.

On consideration of the motion for leave to proceed in forma pauperis in this cause, It is ordered by this Court that the said motion be, and the same is hereby, granted. The Clerk is directed to cause the petition and record to be printed and to serve copies thereof when printed upon counsel for the respondent. Brief for the respondent may be filed within twenty days after such service.

Per Mr. Chief Justice Hughes.

Karl F. Voehl,
Petitioner,
315 vs.
Indemnity Insurance Company of North America.

On consideration of the motion for leave to proceed in forma pauperis in this cause, It is ordered by this Court that the said motion be, and the same is hereby, granted. The Clerk is directed to cause the petition and record to be printed. Petitioner shall serve copies thereof upon counsel for respondent when the printing has been completed; and brief for the respondent may be filed within twenty days after such service.

Per Mr. Chief Justice Hughes.

Great Northern Railway Company, Petitioner,
53 vs.
Sunburst Oil & Refining Company.

Order allowing certiorari.

The petition herein for a writ of certiorari to the Supreme Court of the State of Montana is granted.

And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

A. P. Dickson, Joe Dickson, I. N. Calvert, et al., Petitioners,
63 vs.
Uhlmann Grain Company.

Order allowing certiorari.

The petition herein for a writ of certiorari to the United States Circuit Court of Appeals for the Eighth Circuit is granted. And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

Frank Cook, Petitioner,
82 vs.
The United States of America.

Order allowing certiorari.

The petition herein for a writ of certiorari to the United States Circuit Court of Appeals for the First Circuit is granted. And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

Anna S. Bainbridge, Petitioner,
90 vs.
Merchants & Miners Transportation Company.

Order allowing certiorari.

The petition herein for a writ of certiorari to the Supreme Court of the State of Pennsylvania is granted.

And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

Alberto Costanzo, Petitioner,
110 vs.
Anna C. M. Tillinghast, United States Commissioner of Immigration.

Order allowing certiorari.

The petition herein for a writ of certiorari to the United States Circuit Court of Appeals for the First Circuit is granted. And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

American Surety Company of New York, Petitioner,
131 vs.
Teresa Marotta.

Order allowing certiorari.

The petition herein for a writ of certiorari to the United States Circuit Court of Appeals for the First Circuit is granted. And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

Aetna Life Insurance Company, etc., et al., Petitioners,
137 vs.
Samuel D. Moses.

Order allowing certiorari.

The petition herein for a writ of certiorari to the Court of Appeals of the District of Columbia is granted. And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

The United States, Petitioner,
141 vs.
Factors & Finance Co.

Order allowing certiorari.

The petition herein for a writ of certiorari to the Court of Claims is granted. And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

Sam Hawks, J. F. McKeel and Lew Wentz, Constituting the State Highway Commission of Oklahoma, et al.,

Petitioners,

147 vs.

Charles H. Hamill and Willoughby G. Walling.

Order allowing certiorari.

The petition herein for a writ of certiorari to the United States Circuit Court of Appeals for the Tenth Circuit is granted. And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

Atlantic City Electric Company,

Petitioner,

163 vs.

Commissioner of Internal Revenue.

Order allowing certiorari.

The petition herein for a writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit is granted. And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

John A Higgins of California,

Petitioner,

166 vs.

The United States.

Order allowing certiorari.

The petition herein for a writ of certiorari to the Court of Claims is granted. And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

Pinellas Ice and Cold Storage Company,

Petitioner,

182 vs.

Commissioner of Internal Revenue.

Order allowing certiorari.

The petition herein for a writ of certiorari to the United States Circuit Court of Appeals for the Fifth Circuit is granted. And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

The United States of America,

Petitioner,

191 vs.

Clarence P. Arzner.

Order allowing certiorari.

The petition herein for a writ of certiorari to the United States Circuit Court of Appeals for the Ninth Circuit is granted. And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

David Burnet, Commissioner of Internal Revenue,

Petitioner,

192 vs.

Aluminum Goods Manufacturing Company.

Order allowing certiorari.

The petition herein for a writ of certiorari to the United States Circuit Court of Appeals for the Seventh Circuit is granted. And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

Bankers Pocahontas Coal Company,
Petitioner,
104 vs.
Commissioner of Internal Revenue.

Order allowing certiorari.

The petition herein for a writ of certiorari to the United States Circuit Court of Appeals for the Fourth Circuit is granted, and the case is assigned for argument immediately following case No. 80, Murphy Oil Co. vs. Burnet, Commissioner of Internal Revenue.

And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

D. J. F. Strother,
Petitioner,
105 vs.
Commissioner of Internal Revenue.

Order allowing certiorari.

The petition herein for a writ of certiorari to the United States Circuit Court of Appeals for the Fourth Circuit is granted, and the case is assigned for argument immediately following case No. 80, Murphy Oil Co. vs. Burnet, Commissioner of Internal Revenue.

And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

C. V. Sorrells,
Petitioner,
177 vs.
The United States of America.

Order allowing certiorari.

The petition herein for a writ of certiorari to the United States Circuit Court of Appeals for the Fourth Circuit is granted, limited to the question whether the evidence was sufficient to go to the jury upon the issue of entrapment. The case is advanced and assigned for argument on Monday, November 7th next after the cases heretofore assigned for that day.

And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

David Burnet, Commissioner of Internal Revenue,

Petitioner,

180 vs.

R. P. Clark.

Order allowing certiorari.

The petition herein for a writ of certiorari to the Court of Appeals of the District of Columbia is granted, and the case is assigned for argument immediately following case No. 95, Burnet, Commissioner of Internal Revenue vs. Commonwealth Improvement Co.

And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

The United States of America,

Petitioner,

234 vs.

Henry Prentiss & Company, Inc.

Order allowing certiorari.

The petition herein for a writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit is granted, and the case is assigned for argument immediately following case No. 141, United States vs. Factors & Finance Co.

And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

Fairmount Glass Works,

Petitioner,

314 vs.

Cub Fork Coal Company and Paragon Colliery Company.

Order allowing certiorari.

The petition herein for a writ of certiorari to the United States Circuit Court of Appeals for the Seventh Circuit is granted, and the case is assigned for argument immediately following case No. 218, Kroger Grocery and Baking Co. vs. Yount.

And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

Vick Pantaze and Arthur Maye Sykes, Administrators of the Estate of Charles D. Pantaze, deceased, Petitioners,
89 vs.
John F. Murphy, Trustee of Nugrape Bottling Company of Texas, Inc.

On consideration of the motion by counsel for the petitioners that Christo Jebeles and Angelick Pantaze be made the parties petitioners in this cause,

It is ordered by this Court that the said motion be, and the same is hereby, granted.

Per Mr. Chief Justice Hughes.

Christo Jebeles and Angelick Pantaze, Administrators de bonis non of the Estate of Charles D. Pantaze, Deceased, Petitioners,
89 vs.
John F. Murphy, Trustee of Nugrape Bottling Company of Texas, Inc.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Fifth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Fifth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Fidelity Union Casualty Company, Petitioner,
107 vs.
P. E. Hanson, et al.

On petition for writ of certiorari to the Supreme Court of the State of Texas.

On consideration of the petition for a writ of certiorari herein to the Supreme Court of the State of Texas, and of the argument of counsel thereupon had,

It is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Chicago, Burlington & Quincy
Railroad Company, Petitioner,
109 vs.
The United States.

On petition for writ of certiorari to the Court of Claims.

On consideration of the petition for a writ of certiorari herein to the Court of Claims and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Chicago, Burlington & Quincy
Railroad Company, Petitioner,
109 vs.
The United States.

On consideration of the motion to remand this case to the Court of Claims for amended and additional findings of fact,

It is ordered by this Court that the said motion be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Maggie McHarg,
Petitioner,
37 vs.
Grimes Savings Bank.

On petition for writ of certiorari to the Supreme Court of the State of Iowa.

On consideration of the petition for a writ of certiorari herein to the Supreme Court of the State of Iowa, and of the argument of counsel thereupon had,

It is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

The Utah Idaho Central Railroad Company,

Petitioner,

47 vs.

L. H. Swaner.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Tenth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Tenth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Union Indemnity Company, United States Fidelity and Guaranty Company, et al.,

Petitioners,

50 vs.

Florida Bank and Trust Company.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Fifth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Fifth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Graham C. Woodward, Receiver of Bethlehem and Nazareth Passenger Railway Company,

Petitioner,

291 vs.

The Commonwealth of Pennsylvania, et al.

On petition for writ of certiorari to the Supreme Court of the State of Pennsylvania.

On consideration of the petition for a writ of certiorari herein to the Supreme Court of the State of Pennsylvania, and of the argument of counsel thereupon had,

It is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

George W. Crile,
Petitioner,
54 vs.
Commissioner of Internal Revenue.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Sixth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Sixth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Texas Gulf Sulphur Company, and
Freeport Sulphur Company,
Petitioners,
56 vs.
Portland Gas Light Company.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the First Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the First Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Frederick G. Crane and William A.
Young, as Receivers of the Property
of Standard Shipbuilding Corporation,
Petitioners,
59 vs.
The United States.

On petition for writ of certiorari to the Court of Claims.

On consideration of the petition for a writ of certiorari herein to the Court of Claims and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Eddy's Steam Bakery, Inc.,

Petitioner,

60 vs.

G. A. Rasmusson, as Collector of Internal Revenue for the District of Montana.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Ninth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Ninth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Grayson V. Heidt,

Petitioner,

61 vs.

The United States of America.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Fifth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Fifth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

The Palmolive Company,

Petitioner,

62 vs.

W. J. Conway, Charles D. Rosa, Edward L. Kelley, as Members of the Wisconsin Tax Commission, et al., etc.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Seventh Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Seventh Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Don T. Haynes, Trustee of Quicksilver Brothers, Bankrupt,

Petitioner,

65 vs.

Edward Quicksilver.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Fifth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Fifth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Bartlesville Zinc Company,

Petitioner,

66 vs.

Ogden L. Mills, Director General of Railroads, as Agent.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Seventh Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Seventh Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Farmers Bank,

Petitioner,

67 vs.

Lynn A. Hayes, Board of Trust of Alvin C. York Agricultural Institute and National Surety Company, et al.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Sixth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Sixth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

A. Ten Eyck Brown,

Petitioner,

68 vs.

Commissioner of Internal Revenue.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Fifth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Fifth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

H. O. Kane, Trustee in Bankruptcy of the Estate of Ware-Remey Co., Bankrupt, et al., Petitioners,

69 vs.

S. O. Pottorff, Receiver of the First National Bank of El Paso, Texas, et al.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Fifth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Fifth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Roy C. Farnum,

Petitioner,

70 vs.

Public Utilities Commission of Rhode Island.

On petition for writ of certiorari to the Supreme Court of the State of Rhode Island.

On consideration of the petition for a writ of certiorari herein to the Supreme Court of the State of Rhode Island, and of the argument of counsel thereupon had,

It is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Bentley M. McMullin, Petitioner,
71 vs.
R. F. Graeber and M. E. Latta.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Tenth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Tenth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Bentley M. McMullin, Petitioner,
72 vs.
Samuel G. Martin.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Tenth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Tenth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Liberty National Company, Petitioner,
73 vs.
Commissioner of Internal Revenue.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Tenth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Tenth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

A. W. Higgins, as Trustee in Bankruptcy of the Estate of Paget Engineering Company, Petitioner,
74 vs.
C. W. Brainard, et al.

On petition for writ of certiorari to the Supreme Court of the State of California.

On consideration of the petition for a writ of certiorari herein to the Supreme Court of the State of California, and of the argument of counsel thereupon had,

It is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Rosa A. Vogel and Josephine E. Vogel, Petitioners,
75 vs.
New York Life Insurance Company and Theodore H. Thiesing.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Fifth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Fifth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

The Provident Savings Bank & Trust Company, Petitioner,
76 vs.
County of Shelby, Texas.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Fifth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Fifth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Maxwell H. Goldstein, as Trustee in
Bankruptcy of Morris B. Horowitz,

Petitioner,

77 vs.

Adolph Rusch, Henry A. Rusch,
Henry Iselin, et al., etc.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Second Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Charles R. Edwards,

Petitioner,

78 vs.

Johnston Formation Testing
Corporation, et al.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Fifth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Fifth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Peabody Coal Company,

Petitioner,

79 vs.

Commissioner of Internal Revenue.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Seventh Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Seventh Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Ethel Clawans,

Petitioner,

83 vs.

Roger J. Whiteford, Mina Van Winkle, John Fowler, et al.

On petition for writ of certiorari to the Court of Appeals of the District of Columbia.

On consideration of the petition for a writ of certiorari herein to the Court of Appeals of the District of Columbia, and of the argument of counsel thereupon had,

It is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Ethel Clawans,

Petitioner,

84 vs.

Sarah Carrick, Trading as The Whalen Shop and Mary E. Clarke, etc.

On petition for writ of certiorari to the Court of Appeals of the District of Columbia.

On consideration of the petition for a writ of certiorari herein to the Court of Appeals of the District of Columbia, and of the argument of counsel thereupon had,

It is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

William Hertzmark,

Petitioner,

85 vs.

Eugene A. Lynch, Trustee, etc.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the First Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the First Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Herman Kramer,

Petitioner,

86 vs.

General Paint Corporation and Hill, Hubbell & Company.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Tenth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Tenth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Grand Trunk Western Railway Company,

Petitioner,

87 vs.

Anya Carpenter, Administratrix of the Estate of John J. Carpenter, Deceased.

On petition for writ of certiorari to the Supreme Court of the State of Illinois.

On consideration of the petition for a writ of certiorari herein to the Supreme Court of the State of Illinois, and of the argument of counsel thereupon had,

It is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Fred L. Dickey, Kenneth McMullen Dickey and William Lawrence Dickey, Executors, etc., Petitioners,

88 vs.

David Burnet, Commissioner of Internal Revenue.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Eighth Circuit.

On consideration of thepetition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Eighth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Camille M. Parker, Executrix of
Estate of John J. Parker, Deceased,
Petitioner,
134 vs.
C. P. Routzahn, Collector of
Internal Revenue.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Sixth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Sixth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

The Texas & Pacific Railway Company,
Petitioner,
91 vs.
C. C. Baldwin.

On petition for writ of certiorari to the Supreme Court of the State of Texas.

On consideration of the petition for a writ of certiorari herein to the Supreme Court of the State of Texas, and of the argument of counsel thereupon had,

It is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Hazel F. Self and Cora A. Self,
Petitioners,
93 vs.
New York Life Insurance Company.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Eighth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Eighth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

The Central Railroad Company of New Jersey, Petitioner,
94 vs.
Sophie Halges, as Administratrix of the Goods, Chattels and Credits of John Halges, Deceased.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Second Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

United States of America, ex rel. August Yokinen or Augustus Jokinen, Petitioner,
101 vs.
Commissioner of Immigration, Ellis Island, New York Harbor.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Second Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Companhia De Navegacao Lloyd Blasileiro, Petitioner,
102 vs.
The Royal Mail Steam Packet Company, Owner of the S. S. "Silarus" and as Bailee of her cargo.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Second Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

R. H. Macy & Co., Inc., Petitioner,
103 vs.
Michele G. De Simone.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Second Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Jessie M. Van Senden, Otto G. Van Senden and National Savings and Trust Company, etc., Petitioners,
106 vs.
Bessie A. O'Brien and Myrtle E. Elgin, Administratrices, C. T. A. of the Estate of Irvin E. Jones, Deceased.

On petition for writ of certiorari to the Court of Appeals of the District of Columbia.

On consideration of the petition for a writ of certiorari herein to the Court of Appeals of the District of Columbia, and of the argument of counsel thereupon had,

It is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Brampton Woolen Company, Petitioner,
108 vs.
John H. Field, Collector of Internal Revenue.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the First Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the First Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Moran Towing & Transportation Company, Inc., Petitioner,
111 vs.
P. Sanford Ross, Inc., and Astoria Light, Heat & Power Company.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Second Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Moran Towing & Transportation Company, Inc., Petitioner,
112 vs.
P. Sanford Ross, Inc., and Astoria Light, Heat & Power Company.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Second Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Dunbar A. Rosenthal, Petitioner,
113 vs.
West Disinfecting Company, Inc.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Third Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Third Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Oroville-Wyandotte Irrigation District, On petition for writ of certiorari

Petitioner, to the Supreme Court of the

114 vs. State of California.

J. E. Rutherford.

On consideration of the petition for a writ of certiorari herein to the Supreme Court of the State of California, and of the argument of counsel thereupon had,

It is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Mary Lois K. Perry,

Petitioner, On petition for writ of certiorari

115 vs. to the United States Circuit Court

Ella L. Wiggins. of Appeals for the Eighth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Eighth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Westmoreland Specialty Company,

Petitioner, On petition for writ of certiorari

116 vs. to the Court of Appeals of the

David Burnet, Commissioner of District of Columbia.

Internal Revenue.

On consideration of the petition for a writ of certiorari herein to the Court of Appeals of the District of Columbia, and of the argument of counsel thereupon had,

It is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

J. Clarendon McClure, as Administrator of the Estate of Nathaniel D. McClure, Deceased, Petitioner,
117 vs.
David Burnet, Commissioner of Internal Revenue.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Fifth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Fifth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

National Mortgage and Investment Company, Petitioner,
118 vs.
Henry I. Quinn and Joseph Sutton, Receivers of the Provident Relief Association.

On petition for writ of certiorari to the Court of Appeals of the District of Columbia.

On consideration of the petition for a writ of certiorari herein to the Court of Appeals of the District of Columbia, and of the argument of counsel thereupon had,

It is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Missouri Pacific Railroad Company, Petitioner,
119 vs.
Will Harville.

On petition for writ of certiorari to the Supreme Court of the State of Arkansas.

On consideration of the petition for a writ of certiorari herein to the Supreme Court of the State of Arkansas, and of the argument of counsel thereupon had,

It is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Missouri Pacific Railroad Company,
Petitioner,
120 vs.
Bartholomus Jonas.

On petition for writ of certiorari to the Kansas City Court of Appeals of the State of Missouri.

On consideration of the petition for a writ of certiorari herein to the Kansas City Court of Appeals of the State of Missouri, and of the argument of counsel thereupon had,

It is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

The Baltimore and Ohio Railroad Company and Western Maryland Railway Company,
Petitioners,
121 vs.
Honorable William E. Baker, United States District Judge for the Northern District of West Virginia.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Fourth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Fourth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

One Buick Sedan, etc., Hertz-Driv-Ur-Self Stations, Inc., Intervenor,
Petitioners,
122 vs.
The United States of America.

On petition for writ of certiorari to the Court of Appeals of the District of Columbia.

On consideration of the petition for a writ of certiorari herein to the Court of Appeals of the District of Columbia, and of the argument of counsel thereupon had,

It is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

First National Bank of Woodbine,
Iowa, et al.,
Petitioners,
124 vs.
Harrison County, Iowa, et al.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Eighth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Eighth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

James R. Duffin,
Petitioner,
125 vs.
Robert H. Lucas, Formerly Collector of Internal Revenue for the District of Kentucky.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Sixth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Sixth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Tamiami Investment Company, etc.,
Petitioner,
126 vs.
I. L. Berk.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Third Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Third Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Robert B. McClellan, Petitioner, vs. State of California. — On petition for writ of certiorari to the District Court of Appeal, First Appellate District, State of California.

127

On consideration of the petition for a writ of certiorari herein to the District Court of Appeal, 1st Appellate District, State of California, and of the argument of counsel thereupon had,

It is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

George Mueller, Petitioner, vs. The United States of America. — On petition for writ of certiorari to the United States Circuit Court of Appeals for the Fifth Circuit.

129

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Fifth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Pan American Petroleum Company, Petitioner, vs. The United States of America. — On petition for writ of certiorari to the United States Circuit Court of Appeals for the Ninth Circuit.

130

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Ninth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

New England Trust Company, Petitioner, vs. John Farr, Jr., et al. — On petition for writ of certiorari to the United States Circuit Court of Appeals for the First Circuit.

132

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the First Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Peytona Lumber Company, Petitioner, vs. Commissioner of Internal Revenue. — On petition for writ of certiorari to the United States Circuit Court of Appeals for the Fourth Circuit.

133

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Fourth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

S. A. Woods Machine Company, Petitioner, vs. Commissioner of Internal Revenue. — On petition for writ of certiorari to the United States Circuit Court of Appeals for the First Circuit.

139

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the First Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

St. Louis-San Francisco Railway Company, Petitioner, vs. Mrs. Zetta Holt, Administratrix of the Estate of J. A. Holt, Deceased. — On petition for writ of certiorari to the Supreme Court of the State of Oklahoma.

140

On consideration of the petition for a writ of certiorari herein to the Supreme Court of the State of Oklahoma, and of the argument of counsel thereupon had,

It is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Memphis Union Station Company and Missouri Pacific Railroad Company, Petitioners, vs. M. Hartman, Judge of the Circuit Court of the City of St. Louis, Missouri. — On petition for writ of certiorari to the Supreme Court of the State of Missouri.

142

On consideration of the petition for a writ of certiorari herein to the Supreme Court of the State of Missouri, and of the argument of counsel thereupon had,

It is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Consolidated Indemnity and Insurance Company, Petitioner, vs. W. A. Smoot & Co., Inc., Clarence A. Heagey, etc., et al. — On petition for writ of certiorari to the United States Circuit Court of Appeals for the Fourth Circuit.

143

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Fourth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Philip A. Lewis, Petitioner,
144 vs.
Leonard Daniel Ingram.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Tenth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Tenth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Philip A. Lewis, Petitioner,
145 vs.
Leonard Daniel Ingram.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Tenth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Tenth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Frank E. Altemus and District of Columbia, Petitioners,
146 vs.
Henry Hobart Talmadge, Executor of the Estate of Maude Talmadge Jones, Deceased.

On petition for writ of certiorari to the Court of Appeals of the District of Columbia.

On consideration of the petition for a writ of certiorari herein to the Court of Appeals of the District of Columbia, and of the argument of counsel thereupon had,

It is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Orville E. Babcock, William F. Prindle, Robert J. Dunham, et al., Petitioners, vs. Chicago Railways Company, Henry A. Blair and Frederick H. Rawson, etc., et al. — On petition for writ of certiorari to the United States Circuit Court of Appeals for the Seventh Circuit.

148

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Seventh Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Sidney F. Tyler, Land Title & Trust Co., etc., et al., Petitioners, vs. Chicago Railways Company, et al. — On petition for writ of certiorari to the United States Circuit Court of Appeals for the Seventh Circuit.

149

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Seventh Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Harrison B. Riley, Abel Davis, Frank G. Gardner, et al., Petitioners, vs. Chicago Railways Company, Henry A. Blair and Frederick H. Rawson, etc., et al. — On petition for writ of certiorari to the United States Circuit Court of Appeals for the Seventh Circuit.

150

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Seventh Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Rosslyn Steel and Cement Company,
Lorenzo Bruno, etc., et al.,
Petitioners,
151 vs.
Howard M. Etchison, et al.

On petition for writ of certiorari to the Court of Appeals of the District of Columbia.

On consideration of the petition for a writ of certiorari herein to the Court of Appeals of the District of Columbia, and of the argument of counsel thereupon had,

It is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

The Blue Diamond Company, Inc.,
Petitioner,
152 vs.
Charles M. Allen & Son, Inc.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Fifth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Fifth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Trademens National Bank,
Petitioner,
153 vs.
Midland Savings & Loan Company.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Tenth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Tenth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, Denied.

Per Mr. Chief Justice Hughes.

Yates-American Machine Company,

Petitioner,

154 vs.

W. U. Jury, Trustee of Newport Planing Mill Company, Bankrupt.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Third Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Third Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

American Viscose Corporation,

Petitioner,

155 vs.

Commissioner of Internal Revenue.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Third Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Third Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Louis Michel,

Petitioner,

156 vs.

Nicholas Solimine, Doing Business as N. Solimine Co.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Second Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Continental Oil Company, Petitioner, vs. The Osage Oil and Refining Company. — On petition for writ of certiorari to the United States Circuit Court of Appeals for the Tenth Circuit.

157

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Tenth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Continental Oil Company, a Maine Corporation and Continental Oil Company, a Delaware Corporation, Petitioners, vs. The Osage Oil & Refining Company, et al. — On petition for writ of certiorari to the United States Circuit Court of Appeals for the Tenth Circuit.

305-

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Tenth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

H. C. Rorick and Harry S. Kelsey, Individually and as Co-partners, Doing Business under the Firm Name and Style of Home Acres Land Corp'n., Petitioners, vs. Central Farmers Trust Company, as Substitute Trustee. — On petition for writ of certiorari to the United States Circuit Court of Appeals for the Fifth Circuit.

159

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Fifth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

American Surety Company of New York,

Petitioner,

160 vs.

City of Santa Barbara and Municipal Bond Company.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Ninth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Ninth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

American Surety Company of New York,

Petitioner,

161 vs.

City of Santa Barbara and Municipal Bond Company.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Ninth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Ninth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Clift & Goodrich, Inc.,

Petitioner,

162 vs.

The United States of America.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Second Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

The Central Railroad Company of New Jersey,

Petitioner,

164 vs.

Harriet M. Miller, Administratrix of the Goods, Chattels and Credits which were of Ira V. Miller, Deceased.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Second Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Southern Surety Company of New York and Ernest D. Davis, Receiver for the Southern Surety Company of New York, Petitioners,

165 vs.

The Macmillan Company.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Tenth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Tenth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

N. O. Nelson Manufacturing Company, Petitioner,

167 vs.

F. E. Myers & Bro. Company.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Sixth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Sixth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Ollie Brown, George McCowan and
Mahaley Henry, etc.,
Petitioners,
168 vs.
J. M. Mayer and Hattie Mayer.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Tenth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Tenth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Ollie Brown, George McCowan and
Mahaley Henry, etc.,
Petitioners,
169 vs.
Magnolia Petroleum Company.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Tenth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Tenth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Investors Syndicate,
Petitioner,
170 vs.
L. M. Willcuts, as United States Collector of Internal Revenue for the Collection District of Minnesota.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Eighth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Eighth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Charles S. Stumpf,
Petitioner,
172 vs.
The United States of America.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Fifth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Fifth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

S. T. Swanson, Executor of the Estate of Mrs. Christina Swenson, Deceased,
Petitioner,
173 vs.
Commissioner of Internal Revenue.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Fifth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Fifth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Maurice G. Clarke, Henry T. Clarke, John T. Clarke, et al.,
Petitioners,
174 vs.
The Hot Springs Electric Light and Power Company, Fred R. Wright, Gail L. Ireland, et al.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Tenth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Tenth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Harry G. Howard, Petitioner,
175 vs.
Commissioner of Internal Revenue.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Sixth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Sixth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

James Ross Scott, Successor to J. H. McCallum, Trustee in Bankruptcy of J. H. Alday Motor Company, Petitioner,
178 vs.
Hamilton National Bank.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Sixth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Sixth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

James Ross Scott, Successor to J. H. McCallum, Trustee in Bankruptcy of J. H. Alday Motor Company, Petitioner,
179 vs.
Chattanooga Finance Company.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Sixth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Sixth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Thomas J. Brady, Petitioner, vs. Wabash Railway Company. — On petition for writ of certiorari to the Supreme Court of the State of Missouri.

181

On consideration of the petition for a writ of certiorari herein to the Supreme Court of the State of Missouri, and of the argument of counsel thereupon had,

It is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Stone & Downer Co., et al., Petitioners, vs. The United States of America. — On petition for writ of certiorari to the U. S. Court of Customs and Patent Appeals.

183

On consideration of the petition for a writ of certiorari herein to the U. S. Court of Customs and Patent Appeals, and of the argument of counsel thereupon had,

It is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

The Moffat Tunnel Improvement District, Herbert C. Fairall, W. N. W. Blayney, et al., etc., Petitioners, vs. Herbert F. Boynton, MacMillan Hoopes, E. Sohier Welch, et al. — On petition for writ of certiorari to the United States Circuit Court of Appeals for the Tenth Circuit.

184

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Tenth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Missouri-Kansas-Texas Railroad Company, Petitioner,

185 vs. On petition for writ of certiorari to the Supreme Court of the State of Missouri.

Cora Elnora Demaray, Administratrix of the Estate of Theodore Charles Demaray, Deceased.

On consideration of the petition for a writ of certiorari herein to the Supreme Court of the State of Missouri, and of the argument of counsel thereupon had,

It is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Newtown Creek Towing Company, Petitioner,

186 vs. On petition for writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

James Bladwin, as Owner of the Barge "Harold L."

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Second Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Van Rensselaer Halsey, Gerald V. Hollins, Shirley P. Austin, et al., Petitioners,

187 vs. On petition for writ of certiorari to the Supreme Court of the State of New York.

Clinton D. Winant and W. A. Harriman & Co., Inc.

On consideration of the petition for a writ of certiorari herein to the Supreme Court of the State of New York, and of the argument of counsel thereupon had,

It is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

American Automobile Insurance Company,

Petitioner,

188 vs.

Lillian Benedetto, by her next friend, Patsy Benedetto, et al.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Third Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Third Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Edwin J. Marshall,

Petitioner,

189 vs.

Commissioner of Internal Revenue.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Sixth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Sixth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

H. J. Spurway, as Receiver of the City National Bank,

Petitioner,

190 vs.

M. P. Lehman, as Sheriff of Dade County, Florida.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Fifth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Fifth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

New York Trap Rock Corporation,

Petitioner,

193 vs.

The Long Island Railroad Company, and Standard Transportation Company.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Second Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

The Atchison, Topeka and Santa Fe Railway Company, Petitioner,

195 vs.

Leona J. Moran, as Administratrix of the Estate of Joe E. Moran, Deceased.

On petition for writ of certiorari to the Supreme Court of the State of Missouri.

On consideration of the petition for a writ of certiorari herein to the Supreme Court of the State of Missouri, and of the argument of counsel thereupon had,

It is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

United States Fidelity & Guaranty Company,

Petitioner,

196 vs.

Dwight Bassinger.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Eighth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Eighth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Lula D. Hutto, Petitioner, vs. Atlantic Life Insurance Company. 197

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Fourth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Fourth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Woodrow W. Jenkins, Petitioner, vs. The United States of America. 198

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Fourth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Fourth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

U. S. Industrial Alcohol Company, Petitioner, vs. Calmar Steamship Corporation. 200

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Second Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

The Chief Justice said:

"The attention of the Bar is directed to the importance of complying with Rule 38, paragraph 2, and Rule 27, paragraph 2, in presenting petitions for writs of certiorari. Such compliance is essential as an appropriate aid to the Court in acting on such applications. Failure to comply with these Rules will be deemed sufficient ground for a denial of the petition."

Texas and Pacific Railway Company, et al., Appellants,
1 vs.
The United States of America, et al.

On consideration of the motion of Gaston L. Porterie, as Attorney General for the State of Louisiana, to substitute his name for that of Percy Saint, formerly Attorney General, as solicitor for the State of Louisiana and Louisiana Public Service Commission, interveners, in this cause;

It is ordered by the Court that the said motion be, and the same is hereby, granted.

Per Mr. Chief Justice Hughes.

J. H. Stephenson, et al., Appellants,
326 vs.
T. Binford, et al.

The joint motion to advance was submitted to the consideration of the Court by Mr. R. C. Fulbright in that behalf.

— Original.
Ex parte: Charles Clay James, Petitioner.

The motion for leave to file petition for writ of mandamus herein was submitted to the consideration of the Court by Mr. John Randolph Neal for the petitioner.

Commonwealth of Kentucky, Complainant,
11, Original. vs.
State of Indiana, et al.

Report No. 5 of the defendant State of Indiana was presented.

William Grau,	Petitioner,	This case was argued by Mr. Charlton B. Thompson for the petitioner, and by Mr. Solicitor General Thacher for the respondent.
43 vs. The United States of America.		
Jack Gebardi, et al.,	Petitioners,	This case was argued by Mr. William F. Waugh for the petitioners and by Mr. Assistant Attorney General Richardson for the respondent.
97 vs. The United States of America.		
Cesaro Sgro,	Petitioner,	This case was argued by Mr. Irving K. Baxter for the petitioner, and by Mr. Assistant Attorney General Youngquist for the respondent.
55 vs. The United States of America.		
Ozie Powell, et al.,	Petitioners,	These cases were argued by Mr. Walter H. Pollack for the petitioners, and by Mr. Thomas H. Knight, Jr., for the respondent.
98 vs. State of Alabama;		
Haywood Patterson,	Petitioner,	
99 vs. State of Alabama;		
Charlie Weems, et al.,	Petitioners,	
100 vs. State of Alabama.		
The Alton Railroad Company,	Appellant,	The argument of this case was commenced by Mr. Frank H. Towner for the appellant.
81 vs. The United States of America, et al.		

Proclamation being made the Court is adjourned until to-morrow at 12 o'clock.

TUESDAY, OCTOBER 11, 1932

Pursuant to adjournment the Court met at the Capitol.

PRESENT:

The Honorable Charles E. Hughes, Chief Justice,
Willis Van Devanter,
James C. McReynolds,
Louis D. Brandeis,
George Sutherland, Associate Justices.
Pierce Butler,
Harlan F. Stone,
Owen J. Roberts,
Benjamin N. Cardozo,
Frank K. Green, Esquire, Marshal,
Charles Elmore Cropley, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. Frank E. Atwood, It is ordered that W. Wallace Fry, Esquire, of Mexico, State of Missouri, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Robert H. Kelley, It is ordered that David E. Hume, Esquire, of Eagle Pass, State of Texas, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Thomas E. Turpin, It is ordered that Edgar G. Braun, Esquire, of Detroit, State of Michigan, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. George H. Bond, It is ordered that Rollin W. Meeker, Esquire, of Binghamton, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. George E. Beers, It is ordered that Dix H. Rowland, Esquire, of Tacoma, State of Washington, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Thomas M. Shackleford, Jr., It is ordered that David S. Atkinson, Esquire, of Savannah, State of Georgia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. James R. Keaton, It is ordered that Harris L. Danner, Esquire, of Oklahoma City, State of Oklahoma, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. John P. Labofish, It is ordered that Michael J. Evansha, Esquire, of Washington, District of Columbia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. William S. Dalzell, It is ordered that William J. Fitzgerald, Esquire, of Scranton, State of Pennsylvania, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Joseph F. O'Connell, It is ordered that Dennis A. Dooley, Esquire, of Boston, State of Massachusetts, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. John Lynch, It is ordered that Charles D. Atkinson, Esquire, of Fayetteville, State of Arkansas, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Richard D. Daniels, It is ordered that Orin J. Wardwell, Esquire, of Northwood, State of Iowa, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. W. L. Guice, It is ordered that Hugh V. Wall, Esquire, of Brookhaven, State of Mississippi, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Clinton Robb, It is ordered that James E. King, Esquire, of St. Louis, State of Missouri, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Robert E. Lee Saner, It is ordered that Sybil H. Holmes, ~~Esquire~~, of Boston, State of Massachusetts, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Robert E. Lee Saner, It is ordered that Eleanor S. Burr, ~~Esquire~~, of Boston, State of Massachusetts, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Wylie M. Barrow. It is ordered that George M. Wallace, Esquire, of Baton Rouge, State of Louisiana, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. William J. Griffin, It is ordered that Elmer W. Voorheis, Esquire, of Detroit, State of Michigan, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Caesar L. Aiello, It is ordered that John Horace Mariano, Esquire, of New York City, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Caesar L. Aiello, It is ordered that Umberto D'Alessandro, Esquire, of New York City, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Richard H. Wilmer, It is ordered that Lester D. Summerfield, Esquire, of Reno, State of Nevada, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Daniel J. Levowitz, It is ordered that Peter James Keane, Esquire, of New York City, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Daniel J. Levowitz, It is ordered that Joseph P. Blechman, Esquire, of New York City, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Thomas J. Walsh, It is ordered that Eugene E. Brossard, Esquire, of Madison, State of Wisconsin, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Edwin C. Brandenburg, It is ordered that Francis Thornton Bartlett, Esquire, of Cincinnati, State of Ohio, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Edwin C. Brandenburg, It is ordered that Solomon Weiss, Esquire, of New Orleans, State of Louisiana, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Walter C. Clephane, It is ordered that Albert W. McCollough, Esquire, of Laramie, State of Wyoming, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Walter C. Clephane, It is ordered that Robert K. Bell, Esquire, of Philadelphia, State of Pennsylvania, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Walter C. Clephane, It is ordered that T. Millet Hand, Esquire, of Cape May, State of New Jersey, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Roy St. Lewis, It is ordered that Charles E. Wells, Esquire, of Shawnee, State of Oklahoma, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Roy St. Lewis, It is ordered that William Ernest Wells, Esquire, of Prague, State of Oklahoma, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Hatton W. Sumners, It is ordered that Edward P. Dougherty, Esquire, of Dallas, State of Texas, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Roy St. Lewis, It is ordered that Fletcher Riley, Esquire, of Lawton, State of Oklahoma, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. David A. Reed, It is ordered that Frank E. Tressler, Esquire, of New Bloomfield, State of Pennsylvania, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

The Texas and Pacific Railway Company, et al., Appellants,
1 vs.
The United States of America, et al.

The motion for leave to file brief of Western Pennsylvania Coal Traffic Bureau, as amicus curiae herein, was submitted to the consideration of the Court by Mr. August L. Gutheim in that behalf, and the motion was denied.

The Alton Railroad Company, Appellant,
81 vs.
The United States of America, et al.

The argument of this case was continued by Mr. Frank H. Towner for the appellant, and concluded by Mr. J. Stanley Payne for the appellees.

The United States of America, Petitioner,
96 vs.
Great Northern Railway Company.

This case was argued by Mr. Solicitor General Thacher for the petitioner, and by Mr. F. G. Dorety for the respondent.

The Texas and Pacific Railway Company, et al., Appellants,
1 vs.
The United States of America, et al.

Four hours were allowed for the oral argument of this case. The argument was commenced by Mr. Charles M. Spence for the appellants, Texas and Pacific Railway Company, et al.

Proclamation being made the Court is adjourned until to-morrow at 12 o'clock.

WEDNESDAY, OCTOBER 12, 1932

Pursuant to adjournment the Court met at the Capitol.

PRESENT:

The Honorable Charles E. Hughes, Chief Justice,
Willis Van Devanter,
James C. McReynolds,
Louis D. Brandeis,
George Sutherland, Associate Justices.
Pierce Butler,
Harlan F. Stone,
Owen J. Roberts,
Benjamin N. Cardozo,
Frank K. Green, Esquire, Marshal,
Charles Elmore Cropley, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Dora Falkin, It is ordered that Paul E. Tuthill, Esquire, of New York City, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. William L. Hill, It is ordered that Morgan F. Jones, Esquire, of Jacksonville, State of Florida, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Charles F. Kincheloe, It is ordered that Edward A. Donnelly, Esquire, of Baltimore, State of Maryland, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Samuel Herrick, It is ordered that Joseph J. Gravely, Esquire, of St. Louis, State of Missouri, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Thomas W. Davis, It is ordered that H. Edmund Rodgers, Esquire, of Wilmington, State of North Carolina, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Glenn J. Fairbrook, It is ordered that Clarence R. Innis, Esquire, of Seattle, State of Washington, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Glenn J. Fairbrook, It is ordered that William M. Allen, Esquire, of Seattle, State of Washington, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Henry D. Williams, It is ordered that John Kirkland Clark, Esquire, of New York City, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Richard K. Stevens, It is ordered that Truman Sunderland Safford, Esquire, of New York City, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Israel M. Foster, It is ordered that George Thornburg, Esquire, of St. Clairsville, State of Ohio, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Nathan A. Gibson, It is ordered that Grace Elmore Gibson, of Tulsa, State of Oklahoma, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Stephen J. McMahon, It is ordered that Milton William Baer, Esquire, of Milwaukee, State of Wisconsin, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Henry Chaffe, It is ordered that U. Andrew Bell, Esquire, of Lake Charles, State of Louisiana, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Thomas W. Davis, It is ordered that Lilian M. B. Rodgers, of Wilmington, State of North Carolina, be admitted to practice as an Attorney and Counsellor of this Court, and she was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Ellis D. Bever, It is ordered that Rolla N. Carter, Esquire, of Washington, District of Columbia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. James Austin Stone, It is ordered that Henry S. Boynton, Esquire, of Washington, District of Columbia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Charles Ruzicka, It is ordered that Frank Driscoll, Esquire, of Baltimore, State of Maryland, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Charles Ruzicka, It is ordered that William Harvey Marshall, Esquire, of Baltimore, State of Maryland, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Lois G. Gorman, It is ordered that Mary-Chase Clark, of New York City, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and she was sworn accordingly.

On motion first made to the Court in this behalf by Lois G. Gorman, It is ordered that Dora Jungman, of New York City, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and she was sworn accordingly.

On motion first made to the Court in this behalf by Dora Falkin, It is ordered that Clarice Margoles Baright, of New York City, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and she was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Edward C. Finney, It is ordered that John C. Kelley, Esquire, of Honolulu, Territory of Hawaii, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Edward C. Finney, It is ordered that Harry Reynolds Hewitt, Esquire, of Honolulu, Territory of Hawaii, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. William J. Griffin, It is ordered that Herbert Emerson Munro, Esquire, of Detroit, State of Michigan, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Hatton W. Sumners, It is ordered that Claud C. Westerfeld, Esquire, of Dallas, State of Texas, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. William J. Griffin, It is ordered that Ralph William Liddy, Esquire, of Detroit, State of Michigan, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Tilman B. Parks, It is ordered that John E. Coates, Jr., Esquire, of Little Rock, State of Arkansas, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Roy St. Lewis, It is ordered that Harry L. Fogg, Esquire, of El Reno, State of Oklahoma, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Roy St. Lewis, It is ordered that Wm. P. McGinnis, Esquire, of Tulsa, State of Oklahoma, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Henry D. Williams, It is ordered that Raphael Tourover, Esquire, of Washington, District of Columbia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Henry D. Williams, It is ordered that Lincoln L. Kellogg, Esquire, of Asheville, State of North Carolina, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Frederick A. Henry, It is ordered that Joseph Fischer, Esquire, of New York City, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Hiram S. Munn, It is ordered that Eustace W. Tomlinson, Esquire, of New York City, State of New York, be admitted to practice as an Attorney and Counsellor of

On motion first made to the Court in this behalf by Mr. Abbot P. Mills, It is ordered that Leo Brewer, Esquire, of San Antonio, State of Texas, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

Walker Wood, Secretary of State of the State of Mississippi, et al., Appellants,
424 vs.
Stewart C. Broom.

On motion made to the Court by Mr. Edwin H. Gibson, in that behalf, leave was granted to file brief of the Commonwealth of Virginia, as amicus curiae, in this cause.

The Texas and Pacific Railway Company, et al., Appellants,
1 vs.
The United States of America, et al.

The reargument of this case was continued by Mr. Charles M. Spence for the appellants, Texas and Pacific Railway Company, et al.; by Mr. Luther M. Walter for appellants, New Orleans Joint Traffic Bureau, et al.; by Mr. Wylie M. Barrow for appellant, The State of Louisiana; by Mr. John St. Paul, Jr., for appellant, Board of Commissioners of the Port of New Orleans; by Mr. Daniel W. Knowlton for appellees, The United States and Interstate Commerce Commission; by Mr. R. S. Outlaw for appellees, Missouri-Kansas-Texas R. R. Co. et al.; and by Mr. R. C. Fulbright for appellees, Galveston Chamber of Commerce, et al.

Proclamation being made the Court is adjourned until to-morrow at 12 o'clock.

THURSDAY, OCTOBER 13, 1932

Pursuant to adjournment the Court met at the Capitol.

PRESENT:

The Honorable Charles E. Hughes, Chief Justice,
Willis Van Devanter,
James C. McReynolds,
Louis D. Brandeis,
George Sutherland, Associate Justices.
Pierce Butler,
Harlan F. Stone,
Owen J. Roberts,
Benjamin N. Cardozo,
Frank K. Green, Esquire, Marshal,
Charles Elmore Cropley, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. Frederic Ullmann, It is ordered that Edgar S. McKaig, Esquire, of Philadelphia, State of Pennsylvania, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Thomas M. Shackleford, Jr., It is ordered that Edwin R. Bentley, Esquire, of Lakeland, State of Florida, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Thomas B. Kattell, It is ordered that Thomas H. Fogarty, Esquire, of Binghamton, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Glenn J. Fairbrook, It is ordered that Glenn C. Boechler, Esquire, of New York City, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Thomas M. Shackleford, Jr., It is ordered that W. I. Evans, Esquire, of Miami, State of Florida, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Martin H. Long, It is ordered that Murray Sams, Esquire, of Deland, State of Florida, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Eugene E. Brossard, It is ordered that Adolph R. Janecky, Esquire, of Racine, State of Wisconsin, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Martin H. Long, It is ordered that Lloyd Z. Morgan, Esquire, of Jacksonville, State of Florida, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Martin H. Long, It is ordered that C. B. Peeler, Esquire, of Jacksonville, State of Florida, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Samuel H. Richards, It is ordered that William R. Strickland, Esquire, of Newark, State of New Jersey, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Joseph F. O'Connell, It is ordered that Francis J. Carney, Esquire, of Boston, State of Massachusetts, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Joseph F. O'Connell, It is ordered that John A. Canavan, Esquire, of Winthrop, State of Massachusetts, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Clarence T. Spier, It is ordered that Charles S. Reed, Esquire, of Omaha, State of Nebraska, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. L. H. Boggs, It is ordered that H. P. Osborne, Esquire, of Jacksonville, State of Florida, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. John L. G. Lee, It is ordered that Louis S. Ashman, Esquire, of Baltimore, State of Maryland, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. John L. G. Lee, It is ordered that Wm. H. Lawrence, Esquire, of Baltimore, State of Maryland, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Harry S. Knight, It is ordered that Homer Hummel Strickler, Esquire, of Hummelstown, State of Pennsylvania, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Harry S. Knight, It is ordered that William C. Pettit, Esquire, of Greenville, State of Pennsylvania, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Harry S. Knight, It is ordered that Milford L. McBride, Esquire, of Grove City, State of Pennsylvania, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Roy St. Lewis, It is ordered that Robert A. Hefner, Esquire, of Oklahoma City, State of Oklahoma, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Solicitor General Thacher, It is ordered that Charles E. Clark, Esquire, of New Haven, State of Connecticut, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Samuel P. Gurman, It is ordered that H. Kay George, Esquire, of Chicago, State of Illinois, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Edward Francis Treadwell, It is ordered that Ernest J. Torregano, Esquire, of San Francisco, State of California, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Wm. B. Wilbur, It is ordered that Ella J. Sullivan, of Washington, District of Columbia, be admitted to practice as an Attorney and Counsellor of this Court, and she was sworn accordingly.

On motion first made to the Court in this behalf by Mr. John Paul Jones, It is ordered that Greenberry Simmons, Esquire, of Louisville, State of Kentucky, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. James Grafton Rogers, It is ordered that Robert L. Stearns, Esquire, of Boulder, State of Colorado, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. James Grafton Rogers, It is ordered that Lawrence Wheeler DeMuth, Esquire, of Boulder, State of Colorado, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. William H. Watkins, It is ordered that George Schuyler Tarbell, Esquire, of Ithaca, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. William H. Watkins, It is ordered that George Schuyler Tarbell, Jr., Esquire, of New York City, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Edward Francis Treadwell, It is ordered that William P. Cary, Esquire, of San Diego, State of California, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Elton L. Marshall, It is ordered that Claude S. Hale, Esquire, of St. Louis, State of Missouri, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. William Marshall Bullitt, It is ordered that Wilson W. Wyatt, Esquire, of Louisville, State of Kentucky, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Edward Francis Treadwell, It is ordered that Wm. G. Griffith, Esquire, of Santa Barbara, State of California, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Nicholas J. Pritzker, It is ordered that Harry N. Pritzker, Esquire, of Chicago, State of Illinois, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Nicholas J. Pritzker, It is ordered that Abram N. Pritzker, Esquire, of Chicago, State of Illinois, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Nicholas J. Pritzker, It is ordered that Jack N. Pritzker, Esquire, of Chicago, State of Illinois, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Oscar C. Hull, It is ordered that Carl V. Essery, Esquire, of Detroit, State of Michigan, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Charles H. Burch, It is ordered that J. E. Holmes, Esquire, of Memphis, State of Tennessee, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Benn M. Corwin, It is ordered that Harry A. Silsbee, Esquire, of Lansing, State of Michigan, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. William L. Ransom, It is ordered that Benjamin Pulmer, Esquire, of Chester, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Benn M. Corwin, It is ordered that Clayton F. Jennings, Esquire, of Lansing, State of Michigan, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Raymond J. Mawhinney, It is ordered that Charles W. Kehl, Esquire, of New Orleans, State of Louisiana, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Raymer F. Maguire, It is ordered that Joel Reaves Wells, Esquire, of Orlando, State of Florida, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. L. H. Boggs, It is ordered that Raymond D. Knight, Esquire, of Jacksonville, State of Florida, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Samuel W. Tannenbaum, It is ordered that Samuel Jesse Buzzell, Esquire, of New York City, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Frank J. Wideman, It is ordered that Albert L. Wardlaw, Esquire, of Columbia, State of South Carolina, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. John Rowe Snively, It is ordered that Frank E. Trobaugh, Esquire, of West Frankfort, State of Illinois, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. William A. Schnader, It is ordered that Samuel A. Montgomery, Esquire, of Media, State of Pennsylvania, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. William A. Schnader, It is ordered that Thomas G. Egan, Esquire, of Philadelphia, State of Pennsylvania, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Frank J. Wideman, It is ordered that Jerome E. Wideman, Esquire, of West Palm Beach, State of Florida, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Frank J. Wideman, It is ordered that J. Field Wardlaw, Esquire, of West Palm Beach, State of Florida, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. William A. Schnader, It is ordered that James C. Crumlish, Esquire, of Philadelphia, State of Pennsylvania, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. William A. Schnader, It is ordered that David F. Maxwell, Esquire, of Philadelphia, State of Pennsylvania, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. William A. Schnader, It is ordered that Rudolph M. Hirschwald, Esquire, of Philadelphia, State of Pennsylvania, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. William A. Schnader, It is ordered that David D. Goff, Esquire, of Philadelphia, State of Pennsylvania, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Joseph T. Lieblich, It is ordered that David Kimmel, Esquire, of Paterson, State of New Jersey, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Joseph T. Lieblich, It is ordered that Sam Mendelsohn, Esquire, of Paterson, State of New Jersey, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Stephen J. McMahon, It is ordered that Michael Levin, Esquire, of Milwaukee, State of Wisconsin, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Edward C. Lake, It is ordered that Wesley H. Bengel, Esquire, of Newport, State of Arkansas, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Martin H. Long, It is ordered that Wm. H. Rogers, Esquire, of Jacksonville, State of Florida, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. William A. Schnader, It is ordered that Bertrand H. Smyers, Jr., Esquire, of Pittsburgh, State of Pennsylvania, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Clarence J. Hartley, It is ordered that Charles A. Wilson, Esquire, of Superior, State of Wisconsin, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Clarence J. Hartley, It is ordered that John H. Sweberg, Esquire, of Rhinelander, State of Wisconsin, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Heartsill Ragon, It is ordered that J. T. McGill, Esquire, of Bentonville, State of Arkansas, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Walter C. Chandler, It is ordered that Henry C. Shull, Esquire, of Sioux City, State of Iowa, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Walter C. Chandler, It is ordered that Thos. J. Guthrie, Esquire, of Des Moines, State of Iowa, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. John M. Slaton, It is ordered that Lawrence S. Camp, Esquire, of Fairburn, State of Georgia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. H. L. Fogg, It is ordered that Lewis M. Poe, Jr., Esquire, of Tulsa, State of Oklahoma, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. H. L. Fogg, It is ordered that Allen Wood Rigsby, Esquire, of Oklahoma City, State of Oklahoma, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Thomas C. Ridgway, It is ordered that Nadia Williams, of Los Angeles, State of California, be admitted to practice as an Attorney and Counsellor of this Court, and she was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Howard F. Bishop, It is ordered that William T. Pridmore, Esquire, of Chicago, State of Illinois, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Howard S. LeRoy, It is ordered that Delbert J. White, Esquire, of Chicago, State of Illinois, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. David Wiener, It is ordered that Samuel E. Kresch, Esquire, of Bayonne, State of New Jersey, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Allan K. Smith, It is ordered that Donald C. McCarthy, Esquire, of Hartford, State of Connecticut, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Tracy L. Jeffords, It is ordered that Benjamin Miller, Esquire, of New York City, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. James C. Collins, It is ordered that Thomas L. Marcaccio, Esquire, of Providence, State of Rhode Island, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Charles E. Houston, It is ordered that David L. Morse, Esquire, of Blue Earth, State of Minnesota, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Thomas M. Shackleford, Jr., It is ordered that C. Edmund Worth, Esquire, of Tampa, State of Florida, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Thomas M. Shackleford, Jr., It is ordered that Robert A. Henderson, Jr., Esquire, of Fort Myers, State of Florida, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Thomas M. Shackleford, Jr., It is ordered that Alfred L. McCarthy, Esquire, of Miami, State of Florida, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Thomas M. Shackleford, Jr., It is ordered that Lewis Twyman, Esquire, of Miami, State of Florida, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. John McDill Fox, It is ordered that Herbert C. Hirschboeck, Esquire, of Milwaukee, State of Wisconsin, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Thomas M. Shackleford, Jr., It is ordered that Leland Hyzer, Esquire, of Miami, State of Florida, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. John McDill Fox, It is ordered that Max Raskin, Esquire, of Milwaukee, State of Wisconsin, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Thomas W. Davis, It is ordered that Frank C. Haywood, Esquire, of Fairmont, State of West Virginia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. George P. Barse, It is ordered that David E. Bane, Esquire, of Uniontown, State of Pennsylvania, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. John Paul Earnest, It is ordered that Arthur J. Krause, Esquire, of Dayton, State of Ohio, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Marcel Cerf, It is ordered that Hamilton Murray, Esquire, of San Francisco, State of California, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. William Marshall Bullitt, It is ordered that Frank M. Drake, Esquire, of Louisville, State of Kentucky, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Douglas Arant, It is ordered that Chas. H. Dyster, Esquire, of Decatur, State of Alabama, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Frank S. Bright, It is ordered that Robert E. Cowden, Esquire, of Dayton, State of Ohio, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

The Texas and Pacific Railway Company, et al., Appellants,
1 vs.
The United States of America, et al.

The reargument of this case was concluded by Mr. Charles M. Spence for the appellants, The Texas and Pacific Railway Company, et al., and the case was submitted by Mr. A. L. Burford and Mr. R. E. Milling, Jr., for appellants, Louisiana and Arkansas Railway Company, et al., and by Mr. Edward R. Schowalter for appellant, Louisiana Public Service Commission.

Walker Wood, Secretary of State of the State of Mississippi, et al., Appellants,
424 vs.
Stewart C. Broom.

The argument of this case was commenced by Mr. J. A. Lauderdale for the appellants, continued by Mr. Hugh V. Wall and Mr. Cleon K. Calvert for the appellee, and concluded by Mr. William H. Watkins for the appellants.

American Surety Company of New York, Petitioner,
3 vs.
Vivian F. Baldwin and E. R. Baldwin;
Vivian F. Baldwin and E. R. Baldwin, Petitioners,
21 vs.
American Surety Company of New York.

The argument of these cases was commenced by Mr. William Marshall Bullitt for the American Surety Company of New York.

Proclamation being made the Court is adjourned until to-morrow at 12 o'clock

FRIDAY, OCTOBER 14, 1932

Pursuant to adjournment the Court met at the Capitol.

PRESENT:

The Honorable Charles E. Hughes, Chief Justice,
Willis Van Devanter,
James C. McReynolds,
Louis D. Brandeis,
George Sutherland,
Pierce Butler,
Harlan F. Stone,
Owen J. Roberts,
Benjamin N. Cardozo,
Frank K. Green, Esquire, Marshal,
Charles Elmore Cropley, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. Forrest C. Donnell, It is ordered that Gus O. Nations, Esquire, of St. Louis, State of Missouri, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Etta L. Taggart, It is ordered that Margaret Mary Pierce, of Chicago, State of Illinois, be admitted to practice as an Attorney and Counsellor of this Court, and she was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Howard M. Lutz, It is ordered that Frank H. Mancill, Esquire, of Philadelphia, State of Pennsylvania, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Edwin C. Brandenburg, It is ordered that Percival H. Granger, Esquire, of Philadelphia, State of Pennsylvania, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Charles L. Frailey, It is ordered that J. C. Hannum, Esquire, of Cleveland, State of Ohio, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Ralph William Liddy, It is ordered that Max M. Braun, Esquire of Detroit, State of Michigan, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Forrest C. Donnell, It is ordered that Anne M. Evans, of Saint Louis, State of Missouri, be admitted to practice as an Attorney and Counsellor of this Court, and she was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Edward Stafford, It is ordered that Ernest Everett Goodrich, Esquire, of Randolph, State of Vermont, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Nelson H. Loomis, It is ordered that John U. Loomis, Esquire, of Cheyenne, State of Wyoming, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Lionel P. Kristeller, It is ordered that Arthur T. Vanderbilt, Esquire, of Newark, State of New Jersey, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. John McDill Fox, It is ordered that John T. Dwyer, Esquire, of Norwalk, State of Connecticut, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Samuel H. Richards, It is ordered that Cyrus W. Lunn, Esquire, of Union City, State of New Jersey, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Samuel H. Richards, It is ordered that Wm. De Lorenzo, Esquire, of Hackensack, State of New Jersey, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Lionel P. Kristeller, It is ordered that Harry Truax, Esquire, of Freehold, State of New Jersey, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. David A. Reed, It is ordered that Leighton P. Stradley, Esquire, of Philadelphia, State of Pennsylvania, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Paul D. Miller, It is ordered that James F. Armstrong, of Providence, State of Rhode Island, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Lionel P. Kristeller, It is ordered that Charles H. Stewart, Esquire, of Newark, State of New Jersey, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. David A. Reed, It is ordered that I. Leonard Aronson, Esquire, of Pittsburgh, State of Pennsylvania, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. David A. Reed, It is ordered that Harry M. Aronson, Esquire, of Pittsburgh, State of Pennsylvania, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. David A. Reed, It is ordered that Harvey Morton Aronson, Esquire, of Pittsburgh, State of Pennsylvania, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. David A. Reed, It is ordered that George J. Campbell, Esquire, of Pittsburgh, State of Pennsylvania, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. David A. Reed, It is ordered that Schofield Andrews, Esquire, of Philadelphia, State of Pennsylvania, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. David A. Reed, It is ordered that Max J. Spann, Esquire, of Pittsburgh, State of Pennsylvania, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. David A. Reed, It is ordered that Joseph H. Sundheim, Esquire, of Philadelphia, State of Pennsylvania, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. David A. Reed, It is ordered that W. Norman Morris, Esquire, of Philadelphia, State of Pennsylvania, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Louis B. LeDuc, It is ordered that Ralph Wesley Wescott, Esquire, of Camden, State of New Jersey, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. David A. Reed, It is ordered that Stewart Mase, Esquire, of Lansdale, State of Pennsylvania, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Samuel H. Richards, It is ordered that Thos. R. Clevenger, Esquire, of Camden, State of New Jersey, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. David A. Reed, It is ordered that Wm. Chas. Brown, Esquire, of Philadelphia, State of Pennsylvania, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. James Craig Peacock, It is ordered that Francis Lyttleton Maguire, Esquire, of Philadelphia, State of Pennsylvania, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. James Craig Peacock, It is ordered that Vitold E. Balukiewiaz, Esquire, of Philadelphia, State of Pennsylvania, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. James Craig Peacock, It is ordered that Martin Feldman, Esquire, of Philadelphia, State of Pennsylvania, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. James Craig Peacock, It is ordered that Albert Smith Faught, Esquire, of Philadelphia, State of Pennsylvania, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Paul E. Luzeski, It is ordered that Hildah Alden Johnson, ~~Esquire,~~ of Chicago, State of Illinois, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Forrest C. Donnell, It is ordered that Ada M. Chivvis, of St. Louis, State of Missouri, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. James Craig Peacock, It is ordered that John Martin Doyle, Esquire, of Philadelphia, State of Pennsylvania, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. James Craig Peacock, It is ordered that Geo. P. Williams, Jr., Esquire, of Philadelphia, State of Pennsylvania, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. James Craig Peacock, It is ordered that L. Leroy Deininger, Esquire, of Philadelphia, State of Pennsylvania, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. James Craig Peacock, It is ordered that G. Herbert Jenkins, Esquire, of Norristown, State of Pennsylvania, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Emanuel Celler, It is ordered that George Boochever, Esquire, of New York City, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. George S. Ramsey, It is ordered that W. A. Lybrand, Esquire, of Oklahoma City, State of Oklahoma, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Lionel P. Kristeller, It is ordered that Irving Schwed, Esquire, of Somerville, State of New Jersey, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Earl G. Harrison, It is ordered that Thomas B. K. Ringe, Esquire, of Philadelphia, State of Pennsylvania, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Edward W. Madeira, It is ordered that John B. Gest, Esquire, of Philadelphia, State of Pennsylvania, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Edward W. Madeira, It is ordered that Frank L. Shallow, Esquire, of Philadelphia, State of Pennsylvania, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Edward W. Madeira, It is ordered that William Horenstein, Esquire, of Philadelphia, State of Pennsylvania, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Edward W. Madeira, It is ordered that Leo Weinrott, Esquire, of Philadelphia, State of Pennsylvania, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Max Rhoade, It is ordered that Louis E. Levinthal, Esquire, of Philadelphia, State of Pennsylvania, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Max Rhoade, It is ordered that Robert M. Bernstein, Esquire, of Philadelphia, State of Pennsylvania, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Max Rhoade, It is ordered that Leon H. Rose, Esquire, of Camden, State of New Jersey, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Donald V. Hunter, It is ordered that Carl M. Gray, Esquire, of Petersburg, State of Indiana, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Daniel W. Iddings, It is ordered that Kenneth B. Cope, Esquire, of Canton, State of Ohio, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Nelle L. Ingels, It is ordered that Genevieve R. Cline, of New York City, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and she was sworn accordingly.

On motion first made to the Court in this behalf by Nelle L. Ingels, It is ordered that Mary B. Grossman, of Cleveland, State of Ohio, be admitted to practice as an Attorney and Counsellor of this Court, and she was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Manton M. Wyvell, It is ordered that Victor C. Micher, Esquire, of Tulsa, State of Oklahoma, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. John Paul Barnest, It is ordered that Edward S. Delaplaine, Esquire, of Frederick, State of Maryland, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

Wallace B. Davis, et al., Petitioners,
362 vs.
The State of North Carolina.

On consideration of the motion in behalf of counsel for the petitioners for leave to file a reply brief, It is ordered by the Court that the said motion be, and the same is hereby, granted, with leave to file said brief on or before Thursday next.

Per Mr. Chief Justice Hughes.

American Surety Company of New York, Petitioner,
3 vs.
Vivian F. Baldwin and E. R. Baldwin;
Vivian F. Baldwin and E. R. Baldwin, Petitioners,
21 vs.
American Surety Company of New York.

The argument of these cases was continued by Mr. William Marshall Bullitt for the American Surety Company of New York; by Mr. James P. Ailshie, Jr., for Baldwin, et al.; and concluded by Mr. Allan C. Rowe for the American Surety Company of New York.

Seaboard Air Line Railway Company,
Appellant,
4 vs.
A. W. Watson.

This case was argued by Mr. W. J. Oven for the appellant, and the case was submitted by Mr. John E. Mathews for the appellee.

The New York Central Securities Corporation,
Appellant,
5 vs.
The United States of America, et al.

Three hours were allowed for the oral argument of this case. The argument was commenced by Mr. Frederick A. Henry for the appellant.

Proclamation being made the Court is adjourned until Monday next at 12 o'clock.

MONDAY, OCTOBER 17, 1932

Pursuant to adjournment the Court met at the Capitol.

PRESENT:

The Honorable Charles E. Hughes, Chief Justice,
Willis Van Devanter,
James C. McReynolds,
Louis D. Brandeis,
George Sutherland, Associate Justices.
Pierce Butler,
Harlan F. Stone,
Owen J. Roberts,
Benjamin N. Cardozo,
Frank K. Green, Esquire, Marshal,
Charles Elmore Cropley, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. George C. Vournas, It is ordered that Dean Alfange, Esquire, of New York City, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Achilles Catsonis, It is ordered that George E. Phillies, Esquire, of Buffalo, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. William C. Rigby, It is ordered that Cyril D. Hill, Esquire, of Seattle, State of Washington, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. John Boyle, Jr., It is ordered that F. Bascom Smith, Esquire, of Washington, District of Columbia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Gregory Hankin, It is ordered that Leo Guzik, Esquire, of New York City, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Richmond B. Keech, It is ordered that Thomas N. Tappy, Esquire, of Daytona Beach, State of Florida, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Roy St. Lewis, It is ordered that Ernest F. Jenkins, Esquire, of Stillwater, State of Oklahoma, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Louis Quarles, It is ordered that James T. Guy, Esquire, of Milwaukee, State of Wisconsin, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Alfred P. Thom, It is ordered that D. Lynch Younger, Esquire, of Washington, District of Columbia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Alfred P. Thom, It is ordered that S. King Funkhouser, Esquire, of Roanoke, State of Virginia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Jacob Aronson, It is ordered that Clive C. Handy, Esquire, of White Plains, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Levi Cooke, It is ordered that Saul Schein, Esquire, of Pittsburgh, State of Pennsylvania, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. George F. Sullivan, It is ordered that James E. Shifflette, Esquire, of Washington, District of Columbia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. James Craig Peacock, It is ordered that Samuel Diamond, Esquire, of Philadelphia, State of Pennsylvania, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Richard N. Elliott, It is ordered that Alvin D. Blieden, Esquire, of Chicago, State of Illinois, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Solicitor General Thacher, It is ordered that William Mitchell, Esquire, of Saint Paul, State of Minnesota, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. John Lord O'Brian, It is ordered that Walter L. Rice, Esquire, of New York City, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

The Chief Justice said:

"The orders of the Court appear upon the list certified by the Chief Justice and filed with the Clerk and will not be announced orally."

George P. Porter, Auditor, etc., Appellant,
627 O.T. 1931. vs.
Investors Syndicate.

On consideration of the petition for rehearing filed in this cause,
It is ordered by the Court that the said petition be, and the same is hereby, granted, and the cause is assigned for reargument on Monday, November 14, next after the cases heretofore assigned for that day.

Per Mr. Chief Justice Hughes.

— Original,
Ex parte: Charles Clay James, Petitioner.

ORDER.

A rule is ordered to issue, returnable within 10 days from this date, requiring the respondent to show cause why leave to file the petition for a writ of mandamus herein should not be granted.

Per Mr. Chief Justice Hughes.

Commonwealth of Kentucky, Complainant,
11, Original. vs.
State of Indiana, et al.

Report No. 5 of the defendant, State of Indiana, is received and ordered filed.
Per Mr. Chief Justice Hughes.

Gertrude D. Reed, Petitioner,
417 vs.
Occidental Building & Loan Association, et al.

On consideration of the motion for leave to proceed in forma pauperis in this cause,
It is ordered by this Court that the said motion be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Gertrude D. Reed,

Petitioner,

417 vs.

Occidental Building & Loan Association,

Trevelyan E. Gillaspie.

On petition for writ of certiorari to the Supreme Court of the State of Nebraska.

On consideration of the petition for a writ of certiorari herein to the Supreme Court of the State of Nebraska, and of the argument of counsel thereupon had,

It is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

J. H. Stephenson, et al.,

Appellants,

326 vs.

T. Binford, et al.

In this case probable jurisdiction is noted. The joint motion to advance is granted and the case is assigned for argument on Monday, November 14, next after the cases heretofore assigned for that day.

Per Mr. Chief Justice Hughes.

Jimmie Burns,

Petitioner,

378 vs.

The United States of America.

Order allowing certiorari.

The petition herein for a writ of certiorari to the United States Circuit Court of Appeals for the Ninth Circuit is granted, and the case is assigned for argument on Monday, November 14th next, after the cases heretofore assigned for that day.

And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

The United States,
Petitioner,
308 vs.
Memphis Cotton Oil Company.

Order allowing certiorari.

The petition herein for a writ of certiorari to the Court of Claims is granted, and the case is assigned for argument immediately following the argument of case No. 234, United States of America vs. Henry Prentiss & Co., Inc.

And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

Third National Bank and Trust Company of Springfield, et al., Executors,
Petitioners,
202 vs.
Thomas W. White, Collector of Internal Revenue.

Order allowing certiorari.

The petition herein for a writ of certiorari to the United States Circuit Court of Appeals for the First Circuit is granted. And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

E. G. Palmer,
Petitioner,
215 vs.
Mrs. Agnes B. McGrawl Bender, Administratrix of the Estate of Jacob O. Bender, Late Collector of Internal Revenue, etc.

Order allowing certiorari.

The petition herein for a writ of certiorari to the United States Circuit Court of Appeals for the Fifth Circuit is granted. And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

Richard Reid Rogers,
Petitioner,
227 vs.
Guaranty Trust Company of New York,
Junius Parker, George W. Hill, et al.

Order allowing certiorari.

The petition herein for a writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit is granted. And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

George A. Ohl & Company,
Petitioner,
228 vs.
The A. L. Smith Iron Works.

Order allowing certiorari.

The petition herein for a writ of certiorari to the United States Circuit Court of Appeals for the First Circuit is granted. And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

George A. Ohl & Company,
Petitioner,
229 vs.
The A. L. Smith Iron Works.

Order allowing certiorari.

The petition herein for a writ of certiorari to the United States Circuit Court of Appeals for the First Circuit is granted. And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

Norwegian Nitrogen Products Company,
Petitioner,
272 vs.
The United States.

Order allowing certiorari.
The petition herein for a writ of certiorari to the U. S. Court of Customs and Patent Appeals is granted.
And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

Fort Smith Suburban Railway Company and Missouri Pacific Railroad Company,
Petitioners,
278 vs.
The Kansas City Southern Railway Company.

Order allowing certiorari.
The petition herein for a writ of certiorari to the Supreme Court of the State of Arkansas is granted.
And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

David Burnet, Commissioner of Internal Revenue,
Petitioner,
283 vs.
Murry Guggenheim.

Order allowing certiorari.
The petition herein for a writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit is granted. And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

The New York Central Railroad Company, as Owner of the Carfloat "No. 37," Petitioner,
295 vs.
Tug "Talisman," The Long Island Railroad Company.

Order allowing certiorari. The petition herein for a writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit is granted. And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

The People of the State of New York, Petitioner,
304 vs.
Irving Trust Company, as Trustee in Bankruptcy of Experimenter Publishing Co., Inc., Bankrupt.

Order allowing certiorari. The petition herein for a writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit is granted. And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

The United States of America, Petitioner,
316 vs.
Dubilier Condenser Corporation.

Order allowing certiorari. The petition herein for a writ of certiorari to the United States Circuit Court of Appeals for the Third Circuit is granted. And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

The United States of America,
Petitioner,
317 vs.
Dubilier Condenser Corporation.

Order allowing certiorari.
The petition herein for a writ of certiorari to the United States Circuit Court of Appeals for the Third Circuit is granted. And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

The United States of America,
Petitioner,
318 vs.
Dubilier Condenser Corporation.

Order allowing certiorari.
The petition herein for a writ of certiorari to the United States Circuit Court of Appeals for the Third Circuit is granted. And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

Ray Lyman Wilbur, Secretary of the Interior,
Petitioner,
335 vs.
The United States of America, ex rel. Chestatee Pyrites & Chemical Corporation.

Order allowing certiorari.
The petition herein for a writ of certiorari to the Court of Appeals of the District of Columbia is granted. And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

The United States,
Petitioner,
319 vs.
Acme Operating Corporation; Liberty Trust Company, Intervenor.

Order allowing certiorari.

The petition herein for a writ of certiorari to the Court of Claims is granted. And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

Union Bank & Trust Company,
Petitioner,
346 vs.
R. C. Phelps, Individually and as Tax Collector of Montgomery County, Alabama.

Order allowing certiorari.

The petition herein for a writ of certiorari to the Supreme Court of the State of Alabama is granted. And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

Mary Rocco, as Executrix of the Last Will and Testament of Joseph Rocco, Deceased,
Petitioner,
359 vs.
Lehigh Valley Railroad Company.

Order allowing certiorari.

The petition herein for a writ of certiorari to the Supreme Court of the State of New York is granted. And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

The Pennsylvania Railroad Company, Petitioner,	Order allowing certiorari.
379 vs.	The petition herein for a writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit is granted. And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.
Margaret V. Chamberlain, as Administratrix of the Goods, Chattels and Credits of Charles Frederick Chamberlain, Deceased.	

Per Mr. Chief Justice Hughes.

Romeo D. Wilson and M. N. Floyd, Petitioners,	On petition for writ of certiorari to the United States Circuit Court of Appeals for the Fifth Circuit.
236 vs.	
The United States of America.	

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Fifth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

The Philip Carey Manufacturing Company, Petitioner,	On petition for writ of certiorari to the United States Circuit Court of Appeals for the Sixth Circuit.
203 vs.	
Charles M. Dean, Former United States Collector of Internal Revenue for the First District of Ohio.	

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Sixth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Leroy V. Scheurholz,

Petitioner,

204 vs.

L. G. Roach, Trading and Doing Business under and in the name of the Coca Cola Bottling Works.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Fourth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Fourth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Lionel J. Ansardi,

Petitioner,

205 vs.

The United States of America.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Fifth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Fifth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Fred Thorn and Lewis Friedman,

Petitioners,

206 vs.

The United States of America.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Third Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Third Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Valentine N. Maginnis and the Chase National Bank of the City of New York, N. Y., Executors, etc., Petitioners, vs. The United States. On petition for writ of certiorari to the Court of Claims.

207

On consideration of the petition for a writ of certiorari herein to the Court of Claims and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Yasuji Fujita, Alias Yota Shima, Alias Morgan Y. Fijuta, Petitioner, vs. John D. Nagle, Commissioner of Immigration, San Francisco, California. On petition for writ of certiorari to the United States Circuit Court of Appeals for the Ninth Circuit.

208

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Ninth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

LaSalle Cement Company, Petitioner, vs. David Burnet, Commissioner of Internal Revenue. On petition for writ of certiorari to the United States Circuit Court of Appeals for the Seventh Circuit.

210

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Seventh Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Alpha Portland Cement Company,

Petitioner,

211 vs.

David Burnet, Commissioner of Internal Revenue.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Seventh Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Seventh Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

The United States of America,

Petitioner,

212 vs.

Zack T. Miller, George W. Miller, Joseph Miller, Jr., Executors, etc.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Tenth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Tenth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

The United States of America,

Petitioner,

213 vs.

George W. Miller and Exchange Trust Company of Tulsa, Oklahoma, as Trustees, etc., et al.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Tenth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Tenth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

The United States of America,

Petitioner,

214 vs.

George W. Miller and Exchange Trust Company of Tulsa, Oklahoma, as Trustees, etc., et al.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Tenth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Tenth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Rust Engineering Company,

Petitioner,

216 vs.

The Chapman-Stein Company.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Third Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Third Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Judah Lehman,

Petitioner,

219 vs.

Galen L. Tait, Collector of Internal Revenue.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Fourth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Fourth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Christian P. Jensen and Antomine Christensen,
Petitioners,
221 vs.
New York Life Insurance Company.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Eighth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Eighth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Christian P. Jensen,
Petitioner,
222 vs.
New York Life Insurance Company.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Eighth Circuit.

On consideration of the petition for a writ of certiorari her in to the United States Circuit Court of Appeals for the Eighth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Antomine Christensen,
Petitioner,
223 vs.
New York Life Insurance Company.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Eighth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Eighth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Lehigh Structural Steel Company,
Petitioner,
224 vs.
The Rust Engineering Company.

On petition for writ of certiorari to the Court of Appeals of the District of Columbia.

On consideration of the petition for a writ of certiorari herein to the Court of Appeals of the District of Columbia, and of the argument of counsel thereupon had,

It is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

State of Ohio, on relation of
William H. Millikan,
Petitioner,
225 vs.
Thomas C. Cook, Clerk of the Court of Common Pleas of Cuyahoga County, Ohio.

On petition for writ of certiorari to the Supreme Court of the State of Ohio.

On consideration of the petition for a writ of certiorari herein to the Supreme Court of the State of Ohio, and of the argument of counsel thereupon had,

It is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Wabash Railway Company,
Petitioner,
226 vs.
Georgie Jarrett, Individually and as Administratrix of the Goods, Chattels and Credits of Barney A. Jarrett, Deceased, etc.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Second Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Robert I. Flynn,

Petitioner,

230 vs.

The United States of America.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Eighth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Eighth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Arthur F. McCormick and E. S. Dickerson,

Petitioners,

232 vs.

East Coast Enterprises, Inc., Miami Holding Company, Hotel Operating Company of America, et al.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Fifth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Fifth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Agnes Gliwa, Katie Gliwa, Roman Pietrzycki, et al.,

Petitioners,

233 vs.

United States Steel Corporation, Carnegie Steel Company, et al.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Third Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Third Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Charles D. Kenney, Trading as the
"Washington Electric Co.," and as
"Washington Electric Sales Co.,"
Petitioners,
235 vs.
North Capitol Savings Bank.

On petition for writ of certiorari to the Court of Appeals of the District of Columbia.

On consideration of the petition for a writ of certiorari herein to the Court of Appeals of the District of Columbia, and of the argument of counsel thereupon had,

It is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Wilson Jenkins and Mary M. Thompson,
Petitioners,
237 vs.
The United States of America.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Fifth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Fifth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Erie Railroad Company,
Petitioner,
240 vs.
Jeremiah P. Healy, as Administrator of the Goods, Chattels and Credits of Raymond B. Healy, Deceased.

On petition for writ of certiorari to the Supreme Court of the State of New York.

On consideration of the petition for a writ of certiorari herein to the Supreme Court of the State of New York, and of the argument of counsel thereupon had,

It is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Harry Blandamer, Petitioner, vs. The United States of America. 241

On petition for writ of certiorari to the U. S. Court of Customs and Patent Appeals.

On consideration of the petition for a writ of certiorari herein to the U. S. Court of Customs and Patent Appeals, and of the argument of counsel thereupon had,

It is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

S. Leon & Co., Petitioner, vs. The United States. 261

On petition for writ of certiorari to the U. S. Court of Customs and Patent Appeals.

On consideration of the petition for a writ of certiorari herein to the U. S. Court of Customs and Patent Appeals, and of the argument of counsel thereupon had,

It is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Fox River Butter Company, Petitioner, vs. The United States. 262

On petition for writ of certiorari to the U. S. Court of Customs and Patent Appeals.

On consideration of the petition for a writ of certiorari herein to the U. S. Court of Customs and Patent Appeals, and of the argument of counsel thereupon had,

It is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Edward P. Webster,
Petitioner,
242 vs.
The United States of America.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Eighth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Eighth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Walter S. Franklin and Frank C. Nicodemus, Jr., Receivers of the Wabash Railway Company,
Petitioners,
244 vs.
J. V. DeLaney.

On petition for writ of certiorari to the Appellate Court, 1st District, State of Illinois.

On consideration of the petition for a writ of certiorari herein to the Appellate Court, 1st District, State of Illinois, and of the argument of counsel thereupon had,

It is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

The Proctor & Gamble Manufacturing Co.,
Petitioner,
245 vs.
The United States of America.

On petition for writ of certiorari to the U. S. Court of Customs and Patent Appeals.

On consideration of the petition for a writ of certiorari herein to the U. S. Court of Customs and Patent Appeals, and of the argument of counsel thereupon had,

It is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

James Orabona,

Petitioner,

246 vs.

William M. Clark, United States Immigration Inspector.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the First Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the First Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

William L. Hughson,

Petitioner,

247 vs.

The United States of America.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Ninth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Ninth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Tony LaFatcha, Liborio Percocco, Rocco Polichena,

Petitioners,

248 vs.

The United States of America.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Sixth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Sixth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

The Royal Mail Steam Packet Company, Petitioner, vs. Franklin Fire Insurance Company. 249

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Second Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

C. K. Logan, Petitioner, vs. The United States of America. 250

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Tenth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Tenth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

C. H. Smith, Petitioner, vs. The United States of America. 251

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Fifth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Fifth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

C. H. Smith,

Petitioner,

252 vs.

The United States of America.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Fifth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Fifth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

John R. Ihrie,

Petitioner,

255 vs.

Luther Reichelderfer, J. C. Gotwals and Herbert B. Crosby, Commissioners of the District of Columbia.

On petition for writ of certiorari to the Court of Appeals of the District of Columbia.

On consideration of the petition for a writ of certiorari herein to the Court of Appeals of the District of Columbia, and of the argument of counsel thereupon had,

It is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Walter Winne and William J. Casey, Receivers in Equity of Ray Chain Stores, Inc., Petitioners,

256 vs.

Charles Silberberg.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Third Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Third Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

R. L. Heflin, Inc.,

Petitioner,

257 vs.

The United States.

On petition for writ of certiorari to the Court of Claims.

On consideration of the petition for a writ of certiorari herein to the Court of Claims and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Gilbert S. Johnson,

Petitioner,

258 vs.

The United States of America.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Ninth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Ninth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Loiza Sugar Company,

Petitioner,

263 vs.

The People of Porto Rico.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the First Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the First Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Joseph Warner, Petitioner, vs. Tennessee Products Corporation. 265

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Sixth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Sixth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Thomas H. Tracy, Petitioner, vs. Commissioner of Internal Revenue. 267

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Sixth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Sixth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

The Huron Building Company, Petitioner, vs. Commissioner of Internal Revenue. 268

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Sixth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Sixth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Emil J. Simon,

Petitioner, On petition for writ of certiorari

269 vs. to the Court of Claims.

The United States.

On consideration of the petition for a writ of certiorari herein to the Court of Claims and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

National Shirt Shops, Inc.,

Petitioner, On petition for writ of certiorari

270 vs. to the Court of Claims.

The United States.

On consideration of the petition for a writ of certiorari herein to the Court of Claims and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

State of Missouri, ex rel. Louisville and Nashville Railroad Company,

Petitioner, On petition for writ of certiorari

271 vs. to the Supreme Court of the

Moses Hartman, Judge of the Circuit Court of the City of St. Louis, Missouri. State of Missouri.

On consideration of the petition for a writ of certiorari herein to the Supreme Court of the State of Missouri, and of the argument of counsel thereupon had,

It is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Alton L. Jordan,
Petitioner,
273 vs.
The United States of America.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Fourth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Fourth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

The Louisville & Nashville Railroad Company,
Petitioner,
274 vs.
Eleanor Reverman, Administratrix of William Reverman, Deceased.

On petition for writ of certiorari to the Court of Appeals of the State of Kentucky.

On consideration of the petition for a writ of certiorari herein to the Court of Appeals of the State of Kentucky, and of the argument of counsel thereupon had,

It is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Detroit Fidelity and Surety Company,
Petitioner,
275 vs.
The United States of America.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Eighth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Eighth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

E. W. Bliss Company (of West Virginia),
for Itself and for the Use of E. W.
Bliss Company (of Delaware),
Petitioner,
276 vs.
The United States.

On petition for writ of certiorari to the Court of Claims.

On consideration of the petition for a writ of certiorari herein to the Court of Claims and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Central Florida Lumber Company,
Petitioner,
277 vs.
R. A. Gray, as Secretary of State
of the State of Florida.

On petition for writ of certiorari to the Supreme Court of the State of Florida.

On consideration of the petition for a writ of certiorari herein to the Supreme Court of the State of Florida, and of the argument of counsel thereupon had,

It is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Parks & Woolson Machine Company,
Petitioner,
279 vs.
The United States.

On petition for writ of certiorari to the Court of Claims.

On consideration of the petition for a writ of certiorari herein to the Court of Claims and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Missouri Pacific Railroad Company, Petitioner, vs. Jules Remel. — On petition for writ of certiorari to the Supreme Court of the State of Arkansas.

280

On consideration of the petition for a writ of certiorari herein to the Supreme Court of the State of Arkansas, and of the argument of counsel thereupon had,

It is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Jim Ellis, Petitioner, vs. The United States of America. — On petition for writ of certiorari to the United States Circuit Court of Appeals for the Eighth Circuit.

281

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Eighth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

R. L. Fooshee, J. C. Fooshee, J. T. Fooshee, et al., Petitioners, vs. Ruby S. Snavely. — On petition for writ of certiorari to the United States Circuit Court of Appeals for the Fourth Circuit.

284

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Fourth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Robert B. Dresser and Sinclair Richardson,
Administrators cum testamento annexo
de bonis non of the Estate of
Frank A. Sayles, Petitioners,
287 vs.
The United States.

On petition for writ of certiorari to the Court of Claims.

On consideration of the petition for a writ of certiorari herein to the Court of Claims and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Southern Railway Company,
Petitioner,
288 vs.
Lucy Wilkins, Administratrix of the
Estate of James R. Wilkins, Deceased.

On petition for writ of certiorari to the Appellate Court of the State of Indiana.

On consideration of the petition for a writ of certiorari herein to the Appellate Court of the State of Indiana, and of the argument of counsel thereupon had,

It is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Carl Moring,
Petitioner,
289 vs.
The United States of America.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Fifth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Fifth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Healdton Oil & Gas Company,

Petitioner,

290 vs.

Acel C. Alexander, Collector of Internal Revenue for the District of Oklahoma.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Tenth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Tenth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Wallace L. Redwine,

Petitioner,

292 vs.

Clarence E. Knox and Lewis Stanley Wetmore.

On petition for writ of certiorari to the Court of Appeals of the District of Columbia.

On consideration of the petition for a writ of certiorari herein to the Court of Appeals of the District of Columbia, and of the argument of counsel thereupon had,

It is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Benjamin Carroll Taber,

Petitioner,

296 vs.

The United States of America.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Eighth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Eighth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Edward Carroll Taber,
Petitioner,
297 vs.
The United States of America.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Eighth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Eighth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

First National Bank in Wichita,
Petitioner,
298 vs.
David Burnet, Commissioner of Internal Revenue.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Tenth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Tenth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Anthony J. Marinovich,
Petitioner,
300 vs.
The United States of America.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Seventh Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Seventh Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Lewis Luster and J. W. Brownlow,
Executors of the Estate of Frank
C. Hermann, Deceased,
Petitioners,
302 vs.
Adolph L. Martin and David S.
Runnels.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Seventh Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Seventh Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

B. F. Gradwohl,
Petitioner,
303 vs.
Levi M. Willcuts, Collector of
Internal Revenue for the District
of Minnesota.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Eighth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Eighth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Frank J. Foran,
Petitioner,
306 vs.
John P. McLaughlin, Collector of
Internal Revenue.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Ninth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Ninth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Twin Falls Canal Company,

Petitioner,

309 vs.

American Falls Reservoir District No. 2, a Quasi Public Municipal Corporation.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Ninth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Ninth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Mobile & Ohio Railroad Company,

Petitioner,

310 vs.

Tennie Brock, Administratrix of the Estate of Wm. Brock, Deceased.

On petition for writ of certiorari to the Supreme Court of the State of Missouri.

On consideration of the petition for a writ of certiorari herein to the Supreme Court of the State of Missouri, and of the argument of counsel thereupon had,

It is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Myrtle E. Leiby, as Administratrix ad prosequendum of Raymond A. Leiby, deceased,

Petitioner,

311 vs.

The Pennsylvania Railroad Company.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Second Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Constance Ryan Donnelly,
Petitioner,
312 vs.
Northwestern Life Insurance Company.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Fifth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Fifth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Missouri Pacific Railroad Company,
Petitioner,
313 vs.
Whelen Springs Gravel Company,
Kirten Gravel Company, et al.

On petition for writ of certiorari to the Supreme Court of the State of Arkansas.

On consideration of the petition for a writ of certiorari herein to the Supreme Court of the State of Arkansas, and of the argument of counsel thereupon had,

It is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Fidelity and Deposit Company of Maryland,
Petitioner,
320 vs.
The United States of America.

On petition for writ of certiorari to the Court of Appeals of the District of Columbia.

On consideration of the petition for a writ of certiorari herein to the Court of Appeals of the District of Columbia, and of the argument of counsel thereupon had,

It is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Fidelity and Deposit Company of Maryland,

Petitioner,

321 vs.

The United States of America.

On petition for writ of certiorari to the Court of Appeals of the District of Columbia.

On consideration of the petition for a writ of certiorari herein to the Court of Appeals of the District of Columbia, and of the argument of counsel thereupon had,

It is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Frank L. Speakman, Trustee in Bankruptcy of the Estate of The Tex-La-Homa Oil Corporation,

Petitioner,

323 vs.

Fannie Bernstein, et al., Executors of the Succession of Ernest R. Bernstein, deceased.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Fifth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Fifth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Clarion River Power Co.,

Petitioner,

325 vs.

George Otis Smith, et al., constituting the Federal Power Commission.

On petition for writ of certiorari to the Court of Appeals of the District of Columbia.

On consideration of the petition for a writ of certiorari herein to the Court of Appeals of the District of Columbia, and of the argument of counsel thereupon had,

It is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

The Chicago, Rock Island and
Pacific Railway Company,
Petitioner,
327 vs.
John O. Matthews.

On petition for writ of certiorari to the Supreme Court of the State of Arkansas.

On consideration of the petition for a writ of certiorari herein to the Supreme Court of the State of Arkansas, and of the argument of counsel thereupon had,

It is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Boyd Hammond,
Petitioner,
328 vs.
A. C. Sittel, United States Marshal for the Southern District of California.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Ninth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Ninth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

William Ainslie Colston,
Petitioner,
334 vs.
David Burnet, Commissioner of Internal Revenue.

On petition for writ of certiorari to the Court of Appeals of the District of Columbia.

On consideration of the petition for a writ of certiorari herein to the Court of Appeals of the District of Columbia, and of the argument of counsel thereupon had,

It is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Rebecca Silverman,
Petitioner,
336 vs.
The United States of America.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the First Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the First Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Alexander Hursh, Lucile M. Head,
D. Jay Smith, et al.,
Petitioner,
337 vs.
Honorable John M. Killits, United States District Judge for the Southern District of California.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Ninth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Ninth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Chicago Great Western Railroad Company,
Petitioner,
339 vs.
Public Service Commission of the State of Missouri and Milton R. Stahl, et al., etc.

On petition for writ of certiorari to the Supreme Court of the State of Missouri.

On consideration of the petition for a writ of certiorari herein to the Supreme Court of the State of Missouri, and of the argument of counsel thereupon had,

It is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Estelle Keusch, Albert Falck and
Chase National Bank of the City
of New York,
Petitioners,
340 vs.
Commissioner of Internal Revenue.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Third Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Third Circuit, andof the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Rieker Brewing Company, Claimant of
3194 Barrels of Beer, etc.,
Petitioner,
342 vs.
The United States of America.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Third Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Third Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

James E. Bistor, et al.,
Petitioners,
343 vs.
Joseph B. McDonough County Treasurer and ex-officio County Collector of Cook County, Illinois.

On petition for writ of certiorari to the Supreme Court of the State of Illinois.

On consideration of the petition for a writ of certiorari herein to the Supreme Court of the State of Illinois, and of the argument of counsel thereupon had,

It is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Irving Berlin, Petitioner, vs. Commissioner of Internal Revenue. 345

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Second Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Fruit Growers Express Company, Petitioner, vs. Plate Ice Company. 352

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Fourth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Fourth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Radio Corporation of America, Petitioner, vs. Hazeltine Corporation. 355

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

On consideration of the petition for a writ of certiorari herein to the Un ted States Circuit Court of Appeals for the Second Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

United Fruit Company,
Petitioner,
370 vs.
Joseph Gerradin.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Second Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Mt. Vernon, Alexandria & Washington Railway Company,
Petitioner,
307 vs.
The United States.

On petition for writ of certiorari to the Court of Claims.

On consideration of the petition for a writ of certiorari herein to the Court of Claims and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

D. Arkalian,
Petitioner,
324 vs.
The United States of America.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Ninth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Ninth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Clinton Heskett and Peter J. Pirotte, Petitioners, vs. The United States of America. 329 — On petition for writ of certiorari to the United States Circuit Court of Appeals for the Ninth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Ninth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

The Chickasaw Nation, Petitioner, vs. The United States. 333 — On petition for writ of certiorari to the Court of Claims.

On consideration of the petition for a writ of certiorari herein to the Court of Claims and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

H. Leslie Parker, Petitioner, vs. Harry F. Sinclair. 341 — On petition for writ of certiorari to the Court of Appeals of the District of Columbia.

On consideration of the petition for a writ of certiorari herein to the Court of Appeals of the District of Columbia, and of the argument of counsel thereupon had,

It is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Howard Sheep Company,

Petitioner,

344 vs.

The United States.

On petition for writ of certiorari to the Court of Claims.

On consideration of the petition for a writ of certiorari herein to the Court of Claims and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Kansas City Bridge Company,

Petitioner,

347 vs.

Alabama State Bridge Corporation.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Fifth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Fifth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

B. F. Kelly, Jr.,

Petitioner,

348 vs.

The Texas & Pacific Railway Company.

On petition for writ of certiorari to the Supreme Court of the State of Texas.

On consideration of the petition for a writ of certiorari herein to the Supreme Court of the State of Texas, and of the argument of counsel thereupon had,

It is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Continental Leather Company,
Petitioner,
350 vs.
Lamport & Holt, Ltd.

On petition for writ of certiorari to the Supreme Court of the State of New York.

On consideration of the petition for a writ of certiorari herein to the Supreme Court of the State of New York, and of the argument of counsel thereupon had,

It is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Anna H. Rosenberg,
Petitioner,
354 vs.
The United States of America.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Third Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Third Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Phoenix Insurance Company of Hartford,
a corporation and Samuel Dempster,
Petitioners,
358 vs.
The New York & Harlem Railroad Company and The New York Central Railroad Company.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Second Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Wallace B. Davis, Petitioner, vs. The State of North Carolina. — On petition for writ of certiorari to the Supreme Court of the State of North Carolina.

361

On consideration of the petition for a writ of certiorari herein to the Supreme Court of the State of North Carolina, and of the argument of counsel thereupon had,

It is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Estate of Angus Park, William G. Park, Petitioner, vs. Commissioner of Internal Revenue. — On petition for writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

365

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Second Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

The Island Petroleum Company, Petitioner, vs. Commissioner of Internal Revenue. — On petition for writ of certiorari to the United States Circuit Court of Appeals for the Fourth Circuit.

366

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Fourth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Dallas W. Dietrich, Doing Business under
the firm name and style of Atlantic
Seaboard Flour Mills,
Petitioner,
367 vs.
United States Shipping Board
Merchant Fleet Corporation.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Second Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

The Chesapeake and Ohio Railway Company,
Petitioner,
368 vs.
Emma Wood, Administratrix of the
Estate of E. E. Wood, Deceased.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Sixth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Sixth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

William J. Cotton, Trustee in Bankruptcy
of Agra B. McKinley, Bankrupt,
Petitioner,
369 vs.
Sallie M. Bennett.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Fourth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Fourth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Atlantic Life Insurance Company, Petitioner, vs. Blanche Rhyne Pharr. — On petition for writ of certiorari to the United States Circuit Court of Appeals for the Sixth Circuit.

373

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Sixth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Edward D. Untermeyer, Petitioner, vs. Commissioner of Internal Revenue. — On petition for writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

376

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Second Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

The Pennsylvania Railroad Company, Petitioner, vs. Alpine Forwarding Company. — On petition for writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

380

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Second Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

W. H. Wyer,

Petitioner,

381 vs.

United States Fidelity and Guaranty Company.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Tenth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Tenth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Isaac E. Simons, et al., Executors,

Petitioners,

384 vs.

New York Life Insurance Company.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the First Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the First Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

The Huntington National Bank of Columbus, The Ohio National Bank of Columbus, et al.,

Petitioners,

389 vs.

Karl H. Hoenig, as County Treasurer of Franklin County, Ohio.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Sixth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Sixth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

The Chief Justice announced the following order:

ORDER.

The Court will take a recess from Monday, October 24, until Monday, November 7th, next.

Per Mr. Chief Justice Hughes.

R. S. Sterling, Governor of the State of Texas, et al., Appellants, vs. E. Constantin, et al. — 453

On consideration of the motion for leave to file the statement as to jurisdiction in this cause, It is ordered by the Court that the said motion be, and the same is hereby, granted.

Per Mr. Chief Justice Hughes.

R. S. Sterling, Governor of the State of Texas, et al., Appellants, vs. E. Constantin, et al. — 453

On consideration of the joint motion to consolidate this case for hearing with case No. 11, and of the joint motion to advance the case, It is ordered by the Court that the said motions be, and the same are hereby, granted, and the cause is assigned for argument on Monday, November 14, next after the cases heretofore assigned for that day.

Per Mr. Chief Justice Hughes.

State of Wisconsin, Complainant, vs. State of Michigan. — Original.

The motion for leave to file bill of complaint was submitted to the consideration of the Court by Mr. J. E. Messerschmidt for the complainant.

— Original.

Ex Parte: International Safety Razor Corporation, et al., Petitioners.

The motion for leave to file petition for writ of prohibition or mandamus was submitted to the consideration of the Court by Mr. Martin A. Schenck for the petitioners.

The New York Central Securities Corporation, Appellant, vs. The United States of America, et al.	The argument of this case was continued by Mr. Daniel W. Knowlton for the appellees, United States and Interstate Commerce Commission; by Mr. Jacob Aaronson for the appellees, New York Central Railroad Company, et al.; and concluded by Mr. Frederick A. Henry for the appellant.
H. L. Mosher, Petitioner, vs. City of Phoenix;	These cases were argued by Mr. John W. Ray for the petitioner. No brief filed for respondent.
H. L. Mosher, Petitioner, vs. City of Phoenix.	
Luther H. Reichelderfer, et al., etc., Petitioners, vs. Henry I. Quinn, et al.	This case was argued by Mr. Robert E. Lynch for the petitioners, and by Mr. George E. Sullivan for the respondents.
United States of America, ex rel. Leo Stapf, Petitioner, vs. Edward Corsi, Commissioner of Immigration at the Port of New York.	This case was argued by Mr. Assistant Attorney General Rugg for the respondent and the case was submitted by Mr. Leo Stapf, pro se.
Louisville & Nashville Railroad Company, Petitioner, vs. Roxie Parker, as Administratrix, etc.	The argument of this case was commenced by Mr. Charles H. Eyster for the petitioner. Argument suspended.
Interstate Commerce Commission, Petitioner, vs. New York, New Haven & Hartford Railroad Company, et al.	The argument of this case was commenced by Mr. Thomas M. Ross for the petitioner.

Proclamation being made the Court is adjourned until to-morrow at 12 o'clock.

TUESDAY, OCTOBER 18, 1932

Pursuant to adjournment the Court met at the Capitol.

PRESENT:

The Honorable Charles E. Hughes, Chief Justice,
Willis Van Devanter,
James C. McReynolds,
Louis D. Brandeis,
George Sutherland, Associate Justices.
Pierce Butler,
Harlan F. Stone,
Owen J. Roberts,
Benjamin N. Cardozo,
Frank K. Green, Esquire, Marshal,
Charles Elmore Cropley, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. William Cogger, It is ordered that Jacob Stewart Seidman, Esquire, of New York City, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Frederic P. Lee, It is ordered that Henry W. Toll, Esquire, of Denver, State of Colorado, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Homer R. Hendricks, It is ordered that George C. Levin, Esquire, of New York City, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. John H. Bickett, Jr., It is ordered that M. H. Goldsmith, Esquire, of Austin, State of Texas, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

Walker Wood, Secretary of State of the State of Mississippi, et al., Appellants,

424 vs.

Stewart C. Broom.

Appeal from the District Court of the United States for the Southern District of Mississippi.

This cause came on to be heard on the transcript of the record from the District Court of the United States for the Southern District of Mississippi, and was argued by counsel.

On consideration whereof, It is ordered, adjudged, and decreed by this Court that the decree of the said District Court in this cause be, and the same is hereby, reversed with costs; and that this cause be, and the same is hereby, remanded to the said District Court with directions to dismiss the bill of complaint.

Per Mr. Chief Justice Hughes.

Mr. Justice Brandeis, Mr. Justice Stone, Mr. Justice Roberts and Mr. Justice Cardozo are of opinion that the decree should be reversed and the bill dismissed for want of equity, without passing upon the question whether Section 3 of the Act of August 8, 1911 is applicable.

Interstate Commerce Commission, Petitioner,

15 vs.

The New York, New Haven & Hartford Railroad Company, et al.

The argument of this case was continued by Mr. Thomas M. Ross for the petitioner, by Mr. John L. Hall and Mr. Charles O. Pengra for the respondents, and concluded by Mr. Thomas M. Ross for the petitioner.

Louisville & Nashville Railroad Company, Petitioner,

13 vs.

Roxie Parker, as Administratrix, etc.

The argument of this case was continued by Mr. Charles H. Tuttle for the petitioner. The Court declined to hear further argument.

Morris Schoenthal and Fannie R. Schoenthal,

Petitioners,

14 vs.

Irving Trust Company, as Trustee, etc.

This case was argued by Mr. Leo Guzik for the petitioners, and by Mr. George C. Levin for the respondent.

Asbury Truck Company,

Appellant,

16 vs.

Railroad Commission of the State of California.

The argument of this case was commenced by Mr. Warren E. Libby for the appellant. The Court declined to hear further argument.

WEDNESDAY, OCTOBER 19, 1932

Pursuant to adjournment the Court met at the Capitol.

PRESENT:

The Honorable Charles E. Hughes, Chief Justice,
Willis Van Devanter,
James C. McReynolds,
Louis D. Brandeis,
George Sutherland, Associate Justices.
Pierce Butler,
Harlan F. Stone,
Owen J. Roberts,
Benjamin N. Cardozo,
Frank K. Green, Esquire, Marshal,
Charles Elmore Cropley, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. Roscoe J. C. Dorsey, It is ordered that George E. Mueller, Esquire, of Chicago, State of Illinois, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. J. Spalding Flannery, It is ordered that M. L. Countryman, Jr., Esquire, of St. Paul, State of Minnesota, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Solicitor General Thacher, It is ordered that John F. Moore, Esquire, of Washington, District of Columbia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Cletus Keating, It is ordered that James N. Herbert, Esquire, of New York City, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Solicitor General Thacher, It is ordered that Arthur M. Geary, Esquire, of Portland, State of Oregon, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Cletus Keating, It is ordered that Richard L. Sullivan, Esquire, of New York City, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

Norfolk & Western Railway Company,
Appellant,
18 vs.
The United States of America, et al.

The argument of this case was commenced by Mr. D. Lynch Younger for the appellant, continued by Mr. Assistant to the Attorney General O'Brian for the appellees, and concluded by Mr. F. Markoe Bivinus for the appellant.

The United States of America,
Appellant,
19 vs.
Shreveport Grain & Elevator Company.

This case was argued by Mr. Solicitor General Thacher for the appellant, and by Mr. Yandell Boatner for the appellee.

Earle & Stoddart, Inc., et al., etc.,
Petitioners,
20 vs.
Ellerman's Wilson Line, Ltd., etc.

The argument of this case was commenced by Mr. T. Catesby Jones for the petitioners, and continued by Mr. Cletus Keating for the respondent.

Proclamation being made the Court is adjourned until to-morrow at 12 o'clock

THURSDAY, OCTOBER 20, 1932 -

Pursuant to adjournment the Court met at the Capitol.

PRESENT:

The Honorable Charles E. Hughes, Chief Justice,
Willis Van Devanter,
James C. McReynolds,
Louis D. Brandeis,
George Sutherland, Associate Justices.
Pierce Butler,
Harlan F. Stone,
Owen J. Roberts,
Benjamin N. Cardozo,
Frank K. Green, Esquire, Marshal,
Charles Elmore Cropley, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. Joseph Conrad Fehr, It is ordered that John Gerdes, Esquire, of New York City, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. J. Austin Stone, It is ordered that Kenneth S. Neal, Esquire, of New York City, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Robert Ewing Thomason, It is ordered that Del W. Harrington, Esquire, of El Paso, State of Texas, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Robert B. Hardison, It is ordered that Francis M. Burke, Esquire, of Frankfort, State of Kentucky, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Frank E. Wood, It is ordered that Edmund P. Wood, Esquire, of Cincinnati, State of Ohio, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Robert B. Hardison, It is ordered that S. H. Brown, Esquire, of Frankfort, State of Kentucky, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

Earle & Stoddart, Inc., et al., etc., Petitioners,
20 vs.
Ellerman's Wilson Line, Ltd., etc.

The argument of this case was concluded by Mr. T. Catesby Jones for the petitioners.

Washington Fidelity National Insurance Company, Petitioner,
22 vs.
Winnie Burton.

This case was argued by Mr. Gilbert L. Hall for the petitioner, and by Mr. W. Gwynn Gardiner for the respondent.

Gulf States Steel Company, et al., Petitioners,
24 vs.
The United States of America.

This case was argued by Mr. John W. Dryo, Jr., for the petitioners, and by Mr. Whitney North Seymour for the respondent.

The New York Central Railroad Company, Petitioner,
25 vs.
Gladys Rose Farmer, as Administratrix, etc.

This case was argued by Mr. Clive C. Handy for the petitioner, and by Mr. Henry S. Miller for the respondent.

David Burnet, Commissioner of Internal Revenue, Petitioner,
26 vs.
Henry Harmel.

The argument of this case was commenced by Mr. Solicitor General Thacher for the petitioner.

Proclamation being made the Court is adjourned until to-morrow at 12 o'clock.

Pursuant to adjournment the Court met at the Capitol.

PRESENT:

The Honorable Charles E. Hughes, Chief Justice,
Willis Van Devanter,
James C. McReynolds,
Louis D. Brandeis,
George Sutherland, Associate Justices.
Pierce Butler,
Harlan F. Stone,
Owen J. Roberts,
Benjamin N. Cardozo,
Frank K. Green, Esquire, Marshal,
Charles Elmore Cropley, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. John C. Doolan, It is ordered that Harry Kasfir, Esquire, of Cincinnati, State of Ohio, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Paul B. Cromelin, It is ordered that Eugene Quay, Esquire, of Chicago, State of Illinois, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Francis M. Burke, It is ordered that Leslie W. Morris, Esquire, of Frankfort, State of Kentucky, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. William Cogger, It is ordered that Ralph E. Svoboda, Esquire, of Omaha, State of Nebraska, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Charles W. Arth, It is ordered that Leonard J. Ganse, Esquire, of Washington, District of Columbia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Achilles Catsonis, It is ordered that Andrew J. Vlachos, Esquire, of Chicago, State of Illinois, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Achilles Catsonis, It is ordered that Charles A. Bellows, Esquire, of Chicago, State of Illinois, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. John F. McCarron, It is ordered that John J. Priestley, Esquire, of Chicago, State of Illinois, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Whitney North Seymour, It is ordered that Richard H. Hildebrant, Esquire, of Wilmington, State of Ohio, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Henry B. Morrow, It is ordered that Lambert E. Gwinn, Esquire, of Memphis, State of Tennessee, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

Wallace B. Davis, et al.,
Petitioners,
362 vs.
The State of North Carolina.

The motion to defer consideration of petition for writ of certiorari herein was submitted to the consideration of the Court by Mr. Lambert E. Gwinn for the petitioners.

David Burnet, Commissioner of Internal Revenue, Petitioner, 26 vs. Henry Harmel.	The argument of this case was continued by Mr. Solicitor General Thacher for the petitioner; by Mr. Robert Ash and Mr. A. H. Britain for the respondent; and concluded by Mr. Solicitor General Thacher for the petitioner.
The Stewart Dry Goods Company, Appellant, 27 vs. John B. Lewis, et al.; Fred Levy, et al., Appellants, 28 vs. John B. Lewis, et al.; J. C. Penney Company, Appellant, 29 vs. John B. Lewis, et al.; Kroger Grocery & Baking Company, Appellant, 30 vs. John B. Lewis, et al.	These cases were argued by Mr. Robert S. Marx for the appellants and by Mr. S. H. Brown for the respondents.
Girard Life Insurance Company, Appellant, 36 vs. The Commonwealth of Pennsylvania.	This case was argued by Mr. Ira Jewell Williams, Jr., for the appellant. The court declined to hear further argument.
Brooklyn Eastern District Terminal, Petitioner, 39 vs. The United States of America.	This case was argued by Mr. Leonard J. Matteson for the petitioner and by Mr. Solicitor General Thacher for the respondent.

Proclamation being made the Court is adjourned until Monday, October 24 next, at 12 o'clock.

MONDAY, OCTOBER 24, 1932

Pursuant to adjournment the Court met at the Capitol.

PRESENT:

The Honorable Charles E. Hughes, Chief Justice,
Willis Van Devanter,
George Sutherland,
Pierce Butler, Associate Justices.
Harlan F. Stone,
Owen J. Roberts,
Benjamin N. Cardozo,
Frank K. Green, Esquire, Marshal,
Charles Elmore Cropley, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. George Baillie Springston, It is ordered that George D. Wick, Esquire, of Pittsburgh, State of Pennsylvania, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Theodore K. Bryant, It is ordered that Charles H. Stoddard, Esquire, of New York City, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Guy Mason, It is ordered that Maurice L. Praissman, Esquire, of Camden, State of New Jersey, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Harry F. Riley, It is ordered that William E. Anderson, Esquire, of Chicago, State of Illinois, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Morgan H. Beach, It is ordered that Albert V. Bryan, Esquire, of Alexandria, State of Virginia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Riley J. Wilson, It is ordered that Michel Provosty, Esquire, of New Orleans, State of Louisiana, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. George E. H. Goodner, It is ordered that Hugh Webster, Esquire, of Tulsa, State of Oklahoma, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

The Chief Justice announced the following orders of the Court:

Louisville & Nashville Railroad Company,	Petitioner,	On writ of certiorari to the
13 vs.		Supreme Court of the
Roxie Parker, as Administratrix of the Estate of Samuel D. Parker, Deceased.		State of Alabama.

This cause came on to be heard on the transcript of the record from the Supreme Court of the State of Alabama, and was argued by counsel.

On consideration whereof, It is now here ordered and adjudged by this Court that the writ of certiorari in this cause be, and the same is hereby, dismissed with costs.

Per Mr. Chief Justice Hughes.

Asbury Truck Company,

Appellant,

16 vs.

Railroad Commission of the State of California.

Appeal from the District Court of the United States for the Southern District of California.

This cause came on to be heard on the transcript of the record from the District Court of the United States for the Southern District of California, and was argued by counsel.

On consideration whereof, It is ordered, adjudged, and decreed by this Court that the decree of the said District Court in this cause be, and the same is hereby, affirmed with costs.

Per Mr. Chief Justice Hughes.

The New York Central Railroad Company,

Petitioner,

25 vs.

Gladys Rose Farmer, as Administratrix of the Goods, Chattels, and Credits of John Austin Farmer, Deceased.

On writ of certiorari to the Supreme Court of the State of New York, County of New York.

This cause came on to be heard on the transcript of the record from the Supreme Court of the State of New York, County of New York, and was argued by counsel.

On consideration whereof, It is now here ordered and adjudged by this Court that the judgment of the said Supreme Court, in this cause be, and the same is hereby, reversed with costs; and that this cause be, and the same is hereby, remanded to the Supreme Court of the State of New York, County of New York, for further proceedings not inconsistent with the opinion of this Court.

Per Mr. Chief Justice Hughes.

Mr. Justice Cardozo took no part in the consideration and decision of this case.

The Stewart Dry Goods Company,

Appellant,

27 vs.

John B. Lewis, Selden R. Glenn, and Henry M. Cline, etc., et al.

Appeal from the District Court of the United States for the Western District of Kentucky.

This cause came on to be heard on the transcript of the record from the District Court of the United States for the Western District of Kentucky, and was argued by counsel.

On consideration whereof, It is ordered, adjudged, and decreed by this Court that the decree of the said District Court in this cause be, and the same is hereby, reversed with costs; and that this cause be, and the same is hereby, remanded to the said District Court for final hearing upon the merits, without prejudice to a determination upon evidence with respect to the questions of the status of outstanding warrants upon the General Fund in the State Treasury, and whether warrants of the sort contemplated by section 10 of the Act in question are accorded preference in payment over other warrants and the basis, if any, for the assurance that such preference will be continued so that in the event of actions by the plaintiffs at law under section 10 they would be afforded a certain, reasonably prompt and efficacious remedy.

Per Mr. Chief Justice Hughes.

Fred Levy, et al., Appellants,

28 vs.

John B. Lewis, Senden R. Glenn, and Henry M. Cline, etc., et al.

Appeal from the District Court of the United States for the Western District of Kentucky.

This cause came on to be heard on the transcript of the record from the District Court of the United States for the Western District of Kentucky, and was argued by counsel.

On consideration whereof, It is ordered, adjudged, and decreed by this Court that the decree of the said District Court in this cause be, and the same is hereby, reversed with costs; and that this cause be, and the same is hereby, remanded to the said District Court for final hearing upon the merits, without prejudice to a determination upon evidence with respect to the questions of the status of outstanding warrants upon the General Fund in the State Treasury, and whether warrants of the sort contemplated by section 10 of the Act in question are accorded preference in payment over other warrants and the basis, if any, for the assurance that such preference will be continued so that in the event of actions by the plaintiffs at law under section 10 they would be afforded a certain, reasonably prompt and efficacious remedy.

Per Mr. Chief Justice Hughes.

J. C. Penney Company, Appellant,
29 vs.
John B. Lewis, Selden R. Glenn, and Henry M. Cline, etc., et al.

Appeal from the District Court of the United States for the Western District of Kentucky.

This cause came on to be heard on the transcript of the record from the District Court of the United States for the Western District of Kentucky, and was argued by counsel.

On consideration whereof, It is ordered, adjudged, and decreed by this Court that the decree of the said District Court in this cause be, and the same is hereby, reversed with costs; and that this cause be, and the same is hereby, remanded to the said District Court for final hearing upon the merits, without prejudice to a determination upon evidence with respect to the questions of the status of outstanding warrants upon the General Fund in the State Treasury, and whether warrants of the sort contemplated by section 10 of the Act in question are accorded preference in payment over other warrants and the basis, if any, for the assurance that such preference will be continued so that in the event of actions by the plaintiffs at law under section 10 they would be afforded a certain, reasonably prompt and efficacious remedy.

Per Mr. Chief Justice Hughes.

Kroger Grocery & Baking Company,
Appellant,
30 vs.
John B. Lewis, Selden R. Glenn, and Henry M. Cline, etc., et al.

Appeal from the District Court of the United States for the Eastern District of Kentucky.

This cause came on to be heard on the transcript of the record from the District Court of the United States for the Eastern District of Kentucky, and was argued by counsel.

On consideration whereof, It is ordered, adjudged, and decreed by this Court that the decree of the said District Court in this cause be, and the same is hereby, reversed with costs; and that this cause be, and the same is hereby, remanded to the said District Court for final hearing upon the merits, without prejudice to a determination upon evidence with respect to the questions of the status of outstanding warrants upon the General Fund in the State Treasury, and whether warrants of the sort contemplated by section 10 of the Act in question are accorded preference in payment over other warrants and the basis, if any, for the assurance that such preference will be continued so that in the event of actions by the plaintiffs at law under section 10 they would be afforded a certain, reasonably prompt and efficacious remedy.

Girard Life Insurance Company,

Appellant, Appeal from the Supreme Court of the

36 vs. State of Pennsylvania.

The Commonwealth of Pennsylvania.

This cause came on to be heard on the transcript of the record from the Supreme Court of the State of Pennsylvania, and was argued by counsel.

On consideration whereof, It is now here ordered and adjudged by this Court that the judgment of the said Supreme Court, in this cause, be, and the same is hereby, affirmed with costs.

Per Mr. Chief Justice Hughes.

The Chief Justice said:

"The other orders of the Court appear upon the list certified by the Chief Justice and filed with the Clerk and will not be announced orally."

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In Re Disbarment of William E. Baff.

A rule having issued November 2, 1931, against William E. Baff to show cause why he should not be disbarred from the practice of the law in this Court upon the ground of misconduct as shown by proceedings in the United States Patent Office which resulted in his disbarment, March 18, 1921, from the practice of the law before the Patent Office and the denial of his application to be reregistered, March 28, 1929, as a member of the Patent Office Bar; and the said Baff, in response to that rule, having filed an answer January 29, 1932, challenging the regularity and validity of the proceedings in connection with his disbarment in the United States Patent Office and the denial of his application for reregistration; and this Court, in view of this challenge being desirous to be advised of the state of the record of the proceedings in the Patent Office, having appointed by order of February 15, 1932, a Committee of the Bar of this Court to examine and report upon specific inquiries as to the state of the record of the Patent Office in relation to said disbarment and subsequent proceedings, as set forth in said order, and to submit its recommendation as to the final action of this Court; and the report and recommendation of the said Committee having been received and filed in this Court; a rule having been ordered to issue May 23, 1932, directing the said Baff to show cause, on or before Monday, October 3, 1932,

why, upon the record of his disbarment in the United States Patent Office and of the denial of his application for reregistration, his name should not be stricken from the roll of attorneys admitted to practice before the Bar of this Court; and question having arisen as to the service of the said rule,

It is now ordered that a copy of the said report and recommendation of said Committee be served upon the said William E. Baff, together with this rule; and that the said Baff be, and he is hereby, directed to show cause, on or before Monday, December 5, next, why, upon the record of his disbarment in the United States Patent Office and of the denial of his application for reregistration, his name should not be stricken from the roll of attorneys admitted to practice before the Bar of this Court.

Per Mr. Chief Justice Hughes.

The State of Wisconsin, Complainant,
— Original. vs.
The State of Michigan.

On consideration of the motion for leave to file the bill of complaint in this cause,

It is ordered by this Court that the said motion be, and the same is hereby, granted, and process is ordered to issue returnable within sixty days from this date.

Per Mr. Chief Justice Hughes.

— Original.

Ex Parte: International Safety Razor Corporation, et al., Petitioners.

On consideration of the motion for leave to file a petition for writ of prohibition or mandamus herein,

It is ordered by this Court that the said motion be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

The Chief Justice and Mr. Justice Roberts took no part in the consideration and decision of this application.

Wallace B. Davis, Luke Lea and Luke Lea, Jr.,
Petitioners,
362 vs.
The State of North Carolina.

On consideration of the motion to defer consideration of the petition for writ of certiorari and to consolidate with a petition to be filed hereafter, It is ordered by this Court that the said motion be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Peter L. McDonnell,
Petitioner,
330 vs.
The United States.

Order allowing certiorari.
The petition herein for a writ of certiorari to the Court of Claims is granted, limited to the question of the validity of the waiver under Sec. 278 (e) of the Revenue Act of 1924.

And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

Dominic A. Truda,
Petitioner,
331 vs.
The United States.

Order allowing certiorari.
The petition herein for a writ of certiorari to the Court of Claims is granted, limited to the question of the validity of the waiver under Sec. 278 (e) of the Revenue Act of 1924.

And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

St. Louis Southwestern Railway Company,

Petitioner,

364 vs.

Missouri Pacific Railroad Company.

Order allowing certiorari.

The petition herein for a writ of certiorari to the Supreme Court of the State of Arkansas is granted.

And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

The People of the State of New York,

Petitioner,

374 vs.

Mark M. Maclay and Charles E. McWilliams, Receivers of McWilliams Bros., Inc., and United States of America.

Order allowing certiorari.

The petition herein for a writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit is granted. And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

Letcher Spicer, by Sam Spicer, Guardian and Committee,

Petitioner,

388 vs.

J. Bryan Smith, Special Deputy Banking Commissioner and Liquidating Agent of Hargis Bank and Trust Company.

Orddr allowing certiorari.

The petition herein for a writ of certiorari to the Court of Appeals of the State of Kentucky is granted.

And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

Federal Trade Commission,
Petitioner,
393 vs.
Royal Milling Company, et al.

Order allowing certiorari.

The petition herein for a writ of certiorari to the United States Circuit Court of Appeals for the Sixth Circuit is granted. And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

Dubilier Condenser Corporation,
Percival D. Lowell and Francis W. Dunmore,
Petitioners,
396 vs.
Radio Corporation of America.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Third Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Third Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Peter L. McDonnell and Dominic A. Truda, former partners of the Partnership McDonnell & Truda,
Petitioners,
332 vs.
The United States.

On petition for writ of certiorari to the Court of Claims.

On consideration of the petition for a writ of certiorari herein to the Court of Claims and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Glenn H. Curtiss, C. Horace Connor,
Chester W. Cuthell, et al.,
Petitioners,
vs.
The United States.

On petition for writ of certiorari to the Court of Claims.

338

On consideration of the petition for a writ of certiorari herein to the Court of Claims and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Wallace B. Davis, Luke Lea and
Luke Lea, Jr.,
Petitioners,
vs.
The State of North Carolina.

On petition for writ of certiorari to the Supreme Court of the State of North Carolina.

362

On consideration of the petition for a writ of certiorari herein to the Supreme Court of the State of North Carolina, and of the argument of counsel thereupon had,

It is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Hugo L. Goetz,
Petitioner,
vs.
The United States of America.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Seventh Circuit.

372

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Seventh Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

A/S Ivarans Rederi (Ivan An Christensen, Manager), of Oslo, Norway, etc., et al.,

Petitioners,

383 vs.

William Wrigley, Jr. & Company, Montes Lejeure Y Compania and G. Salvio.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Fifth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Fifth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Frischer & Co., Inc., Transatlantic Clock and Watch Company, Inc., and Western Briar Pipe Company,

Petitioners,

385 vs.

Philip Elting.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Second Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Patrick McGovern,

Petitioner,

392 vs.

The United States of America.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Second Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Dubilier Condenser Corporation
and Francis W. Dunmore,
Petitioners,
397 vs.
Radio Corporation of America.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Third Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Third Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

The Reeves Brothers Company,
Petitioner,
398 vs.
Carl Routzahn, Collector of Internal Revenue.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Sixth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Sixth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

David B. Gann,
Petitioner,
399 vs.
Commissioner of Internal Revenue.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Seventh Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Seventh Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Kelly-Springfield Tire Company,

Petitioner,

408 vs.

Overman Cushion Tire Company, Inc., and Goodyear Tire & Rubber Co. Inc.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Second Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Sam Hawks, J. F. McKeal and Lew Wentz, etc., et al.,

Appellants,

199 vs.

Charles H. Hamill and Willoughby G. Walling.

Appeal from the United States Circuit Court of Appeals for the Tenth Circuit.

It appearing to the Court that counsel for the appellants have filed a motion to dismiss the appeal in this cause;

Therefore, in pursuance of said motion, it is now here ordered, adjudged, and decreed by this Court, that this appeal be, and the same is hereby, dismissed with costs.

Per Mr. Chief Justice Hughes.

Proclamation being made the Court is adjourned until Monday, November 7th next, at 12 o'clock.

MONDAY, NOVEMBER 7, 1932

Pursuant to adjournment the Court met at the Capitol.

PRESENT:

The Honorable Charles E. Hughes, Chief Justice,
Willis Van Devanter,
James C. McReynolds,
Louis D. Brandeis,
George Sutherland, Associate Justices.
Pierce Butler,
Harlan F. Stone,
Owen J. Roberts,
Benjamin N. Cardozo,
Frank K. Green, Esquire, Marshal,
Charles Elmore Cropley, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. James P. Burns, It is ordered that Charles M. Fryer, Esquire, of San Francisco, State of California, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Albert E. Steinem, It is ordered that Saul Wilchins, Esquire, of New York City, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Otis L. Mohundro, It is ordered that Murry A. Weekley, Esquire, of Washington, District of Columbia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Edwin A. Meeers, It is ordered that Norma Hardy Britton, of Washington, District of Columbia, be admitted to practice as an Attorney and Counsellor of this Court, and she was sworn accordingly.

On motion first made to the Court in this behalf by Mr. John F. Reilly, It is ordered that Philip Chipman, Esquire, of Portland, State of Oregon, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Duane E. Minard, It is ordered that William A. Moore, Esquire, of Trenton, State of New Jersey, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Walter H. Saunders, It is ordered that Robert L. Ward, Esquire, of Caruthersville, State of Missouri, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. J. Frank Staley, It is ordered that William A. Zalesak, Esquire, of Washington, District of Columbia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Charles H. Merrilat, It is ordered that Lynn M. Laney, Esquire, of Phoenix, State of Arizona, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Henry H. Hornbrook, It is ordered that Paul Y. Davis, Esquire, of Indianapolis, State of Indiana, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Adrien F. Busick, It is ordered that John Y. Jordan, Jr., Esquire, of Asheville, State of North Carolina, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Henry H. Hornbrook, It is ordered that Conner Hall, Esquire, of Huntington, State of West Virginia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

The United States of America, Petitioner, vs. Great Northern Railway Company. 96

On writ of certiorari to the United States Circuit Court of Appeals for the Eighth Circuit.

This cause came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Eighth Circuit, and was argued by counsel.

On consideration whereof, It is now here ordered and adjudged by this Court that the judgment of the said United States Circuit Court of Appeals, in this cause, be, and the same is hereby, affirmed; and that this cause be, and the same is hereby, remanded to the District Court of the United States for the District of Minnesota.

Per Mr. Justice Cardozo.

William Grau, Petitioner, vs. The United States of America. 43

On writ of certiorari to the United States Circuit Court of Appeals for the Sixth Circuit.

This cause came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Sixth Circuit, and was argued by counsel.

On consideration whereof, It is now here ordered and adjudged by this Court that the judgment of the said United States Circuit Court of Appeals, in this cause, be, and the same is hereby, reversed; and that this cause be, and the same is hereby, remanded to the District Court of the United States for the Eastern District of Kentucky for further proceedings in conformity with the opinion of this Court.

Per Mr. Justice Roberts.

Mr. Justice Stone and Mr. Justice Cardozo are of opinion that the judgment should be affirmed.

United States of America ex rel.
Leo Stapf,
Petitioner,
vs.
Edward Corsi, Commissioner of Immigration at the Port of New York.

On writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

This cause came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Second Circuit, and was argued by counsel.

On consideration whereof, It is now here ordered and adjudged by this Court that the judgment of the said United States Circuit Court of Appeals, in this cause, be, and the same is hereby, affirmed; and that this cause be, and the same is hereby, remanded to the District Court of the United States for the Southern District of New York.

Per Mr. Justice Roberts.

Norfolk & Western Railway Company,
Appellant,
vs.
The United States of America and Interstate Commerce Commission.

Appeal from the District Court of the United States for the Western District of Virginia.

This cause came on to be heard on the transcript of the record from the District Court of the United States for the Western District of Virginia, and was argued by counsel.

On consideration whereof, It is ordered, adjudged, and decreed by this Court that the decree of the said District Court in this cause be, and the same is hereby, affirmed.

Per Mr. Justice Roberts.

Mr. Justice Butler took no part in the consideration or decision of this case.

David Burnet, Commissioner of
Internal Revenue,
Petitioner,
vs.
Henry Harmel.

On writ of certiorari to the United States Circuit Court of Appeals for the Fifth Circuit.

26

This cause came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Fifth Circuit, and was argued by counsel.

On consideration whereof, It is now here ordered and adjudged by this Court that the judgment of the said United States Circuit Court of Appeals, in this cause be, and the same is hereby, reversed; and that this cause be, and the same is hereby, remanded to the said Circuit Court of Appeals for further proceedings in conformity with the opinion of this Court.

Per Mr. Justice Stone.

Jack Gebardi and Louise Rolfe Gebardi,
Petitioners,
vs.
The United States of America.

On writ of certiorari to the United States Circuit Court of Appeals for the Seventh Circuit.

97

This cause came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Seventh Circuit, and was argued by counsel.

On consideration whereof, It is now here ordered and adjudged by this Court that the judgment of the said United States Circuit Court of Appeals, in this cause, be, and the same is hereby, reversed; and that this cause be, and the same is hereby, remanded to the District Court of the United States for the Northern District of Illinois for further proceedings in conformity with the opinion of this Court.

Per Mr. Justice Stone.

Mr. Justice Cardozo concurs in the result.

Seaboard Air Line Railway Company,

Appellant, Appeal from the Supreme Court of the

4 vs. State of Florida.

A. W. Watson.

This cause came on to be heard on the transcript of the record from the Supreme Court of the State of Florida, and was argued by counsel.

On consideration whereof, It is now here ordered and adjudged by this Court that this appeal be, and the same is hereby, dismissed with costs.

Per Mr. Justice Butler.

Mr. Justice Brandeis took no part in the consideration or decision of this case.

Morris Schoenthal and Fannie R. Schoenthal,

Petitioners, On writ of certiorari to the United

14 vs. States Circuit Court of Appeals for

Irving Trust Co., as Trustee in the Second Circuit.

Bankruptcy of Leonard H. Smith, etc.

This cause came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Second Circuit, and was argued by counsel.

On consideration whereof, It is now here ordered, adjudged, and decreed by this Court that the decree of the said United States Circuit Court of Appeals, in this cause, be, and the same is hereby, reversed with costs; and that this cause be, and the same is hereby, remanded to the District Court of the United States for the Southern District of New York for further proceedings in conformity with the opinion of this Court.

Per Mr. Justice Butler.

Washington Fidelity National
Insurance Company,
Petitioner,
22 vs.
Winnie Burton.

On writ of certiorari to the Court of Appeals of the District of Columbia.

This cause came on to be heard on the transcript of the record from the Court of Appeals of the District of Columbia, and was argued by counsel.

On consideration whereof, It is now here ordered and adjudged by this Court that the judgment of the said Court of Appeals, in this cause be, and the same is hereby, reversed with costs; and that this cause be, and the same is hereby, remanded to the said Court of Appeals for further proceedings in conformity with the opinion of this Court.

Per Mr. Justice Butler.

Separate opinion by Mr. Justice Stone in which Mr. Justice Brandeis concurs.

Ozie Powell, Willie Roberson, Andy
Wright, and Olen Montgomery,
Petitioners,
98 vs.
State of Alabama.

On writ of certiorari to the Supreme Court of the State of Alabama.

This cause came on to be heard on the transcript of the record from the Supreme Court of the State of Alabama, and was argued by counsel.

On consideration whereof, It is now here ordered and adjudged by this Court that the judgment of the said Supreme Court, in this cause be, and the reversed with costs; and that this cause be, and the same is hereby, same is hereby, remanded to the Supreme Court of the State of Alabama for further proceedings not inconsistent with the opinion of this Court.

Per Mr. Justice Sutherland.

Dissenting opinion by Mr. Justice Butler in which Mr. Justice McReynolds concurs.

Haywood Patterson, Petitioner, vs. State of Alabama. — On writ of certiorari to the Supreme Court of the State of Alabama.

99

This cause came on to be heard on the transcript of the record from the Supreme Court of the State of Alabama, and was argued by counsel.

On consideration whereof, It is now here ordered and adjudged by this Court that the judgment of the said Supreme Court, in this cause be, and the same is hereby, reversed with costs; and that this cause be, and the same is hereby, remanded to the Supreme Court of the State of Alabama for further proceedings not inconsistent with the opinion of this Court.

Per Mr. Justice Sutherland.

Dissenting opinion by Mr. Justice Butler in which Mr. Justice McReynolds concurs.

Charley Weems and Clarence Norris, Petitioners, vs. State of Alabama. — On writ of certiorari to the Supreme Court of the State of Alabama.

100

This cause came on to be heard on the transcript of the record from the Supreme Court of the State of Alabama, and was argued by counsel.

On consideration whereof, It is now here ordered and adjudged by this Court that the judgment of the said Supreme Court, in this cause be, and the same is hereby, reversed with costs; and that this cause be, and the same is hereby, remanded to the Supreme Court of the State of Alabama for further proceedings not inconsistent with the opinion of this Court.

Per Mr. Justice Sutherland.

Dissenting opinion by Mr. Justice Butler in which Mr. Justice McReynolds concurs.

The United States of America,

Appellant,

19 vs.

Shreveport Grain & Elevator Company.

Appeal from the District Court of the United States for the Western District of Louisiana.

This cause came on to be heard on the transcript of the record from the District Court of the United States for the Western District of Louisiana, and was argued by counsel.

On consideration whereof, It is ordered and adjudged by this Court that the order of the said District Court sustaining the motion to quash the indictment and dismissing the case, be, and the same is hereby, reversed; and that this cause be, and the same is hereby, remanded to the said District Court for further proceedings in conformity with the opinion of this Court.

Per Mr. Justice Sutherland.

Concurring: Mr. Justice Brandeis, Mr. Justice Stone, and Mr. Justice Cardozo.

Gulf States Steel Company and National Surety Company,

Petitioners,

24 vs.

The United States of America.

On writ of certiorari to the United States Circuit Court of Appeals for the Fifth Circuit.

This cause came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Fifth Circuit, and was argued by counsel.

On consideration whereof, It is now here ordered and adjudged by this Court that the judgment of the said United States Circuit Court of Appeals, in this cause, be, and the same is hereby, affirmed; and that this cause be, and the same is hereby, remanded to the District Court of the United States for the Northern District of Alabama.

Per Mr. Justice McReynolds.

The New York Central Securities Corporation,

Appellant,

5 vs.

The United States of America, The Interstate Commerce Commission, The New York Central Railroad Company, et al.

Appeal from the District Court of the United States for the Southern District of New York.

This cause came on to be heard on the transcript of the record from the District Court of the United States for the Southern District of New York, and was argued by counsel.

On consideration whereof, It is ordered, adjudged, and decreed by this Court that the decree of the said District Court in this cause be, and the same is hereby, affirmed.

Per Mr. Chief Justice Hughes.

H. L. Mosher,

Petitioner,

6 vs.

City of Phoenix.

On writ of certiorari to the United States Circuit Court of Appeals for the Ninth Circuit.

This cause came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Ninth Circuit, and was argued by counsel.

On consideration whereof, It is now here ordered, adjudged, and decreed by this Court that the decree of the said United States Circuit Court of Appeals, in this cause, be, and the same is hereby, reversed with costs; and that this cause be, and the same is hereby, remanded to the District Court of the United States for the District of Arizona for further proceedings in conformity with the opinion of this Court.

Per Mr. Chief Justice Hughes.

H. L. Mosher, Petitioner, vs. City of Phoenix. — On writ of certiorari to the United States Circuit Court of Appeals for the Ninth Circuit.

7

This cause came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Ninth Circuit, and was argued by counsel.

On consideration whereof, It is now here ordered, adjudged, and decreed by this Court that the decree of the said United States Circuit Court of Appeals, in this cause, be, and the same is hereby, reversed with costs; and that this cause be, and the same is hereby, remanded to the District Court of the United States for the District of Arizona for further proceedings in conformity with the opinion of this Court.

Per Mr. Chief Justice Hughes.

The Chief Justice announced the following orders of the Court:

Lawrence A. Wagner, Appellant, vs. John H. Leenhouts, etc., et al. — Appeal from the Supreme Court of the State of Wisconsin.

452

This cause came on to be heard on the transcript of the record from the Supreme Court of the State of Wisconsin, and on motion to dismiss or affirm, which was argued by counsel.

On consideration whereof, It is now here ordered by this Court that the motion of the appellees to dismiss the appeal herein, be, and the same is hereby, granted.

And it is further ordered that the appeal herein, be, and the same is hereby, dismissed for the want of jurisdiction.

Per Mr. Chief Justice Hughes.

John P. H. Chandler,

Appellant,

400 vs.

The State of Maine.

Appeal from the Supreme Judicial Court of the State of Maine.

This cause came on to be heard on the transcript of the record from the Supreme Judicial Court of the State of Maine, and was argued by counsel.

On consideration whereof, It is now here ordered and adjudged by this Court that this appeal be, and the same is hereby, dismissed for the want of jurisdiction.

Per Mr. Chief Justice Hughes.

Hibernia Bank & Trust Company and
Canal Bank & Trust Company,

Appellants,

462 vs.

Stanley L. Maxwell.

Appeal from the Supreme Court of the State of Louisiana.

This cause came on to be heard on the transcript of the record from the Supreme Court of the State of Louisiana, and on motion to dismiss or affirm which was argued by counsel.

On consideration whereof, It is now here ordered by this Court that the motion of the appellee to dismiss the appeal herein, be, and the same is hereby, granted.

And it is further ordered that the appeal herein, be, and the same is hereby, dismissed for the want of jurisdiction.

Per Mr. Chief Justice Hughes.

Hibernia Bank & Trust Company and
Canal Bank & Trust Company,

Appellants,

462 vs.

Stanley L. Maxwell.

Appeal from the Supreme Court of the State of Louisiana.

Treating the appeal papers herein from the Supreme Court of the State of Louisiana as an application for a writ of certiorari;

On consideration whereof, it is ordered by this Court that the said application for writ of certiorari, be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

The Chief Justice said:

"The other orders of the Court appear upon the list certified by the Chief Justice and filed with the clerk and will not be announced orally."

— Original.

Ex Parte: Charles Clay James, Petitioner,

On consideration of the return of the respondent to the rule to show cause heretofore issued in this matter,

It is ordered by this Court that the motion of the petitioner for leave to file a petition for a writ of mandamus to require the respondent to call to his assistance two other Federal judges, in the manner provided by section 380, title 28, U. S. Code, to hear and determine the applications for interlocutory and final injunction in a cause entitled Charles Clay James v. Horace Frierson, Jr., et al., be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

— Original.

Ex Parte: Joseph Williams, Petitioner.

On consideration of the motion for leave to file a petition for a writ of habeas corpus herein,

It is ordered by this Court that the said motion be, and the same is hereby, denied, without prejudice to appropriate application to the proper District Court of the United States or Judge.

Per Mr. Chief Justice Hughes.

Lulu Mignon Murphy, Petitioner,

586 O.T. 1927. vs.

Eugene R. Bird, Administratrix, etc., et al.

On consideration of the motion for leave to file petition for a rehearing in this cause,

It is ordered by this Court that the said motion be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Lulu Mignon Murphy, Petitioner,

586 O.T. 1927. vs.

Eugene R. Bird, Administratrix, etc., et al.

On consideration of the motion of the petitioner with respect to the proposed disbarment of Katharine R. Pike,

It is ordered by this Court that the said motion be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Indian Territory Illuminating
Oil Company,

Appellant,

356 vs.

Board of Equalization of Tulsa
County, Oklahoma.

Appeal from the Supreme Court of the State of Oklahoma.

This cause came on to be heard on the transcript of the record from the Supreme Court of the State of Oklahoma, and was argued by counsel.

On consideration whereof, It is now here ordered and adjudged by this Court that this appeal be, and the same is hereby, dismissed for the want of jurisdiction.

Per Mr. Chief Justice Hughes.

Indian Territory Illuminating
Oil Company,

Appellant,

357

Board of County Commissioner of
Payne County, Oklahoma.

Appeal from the Supreme Court of the State of Oklahoma.

This cause came on to be heard on the transcript of the record from the Supreme Court of the State of Oklahoma, and was argued by counsel.

On consideration whereof, It is now here ordered and adjudged by this Court that this appeal be, and the same is hereby, dismissed for the want of jurisdiction.

Per Mr. Chief Justice Hughes.

Indian Territory Illuminating Oil Company, Appellant,
356 vs.
Board of Equalization of Tulsa County, Oklahoma;
Indian Territory Illuminating Oil Company, Appellant,
357 vs.
Board of County Commissioners of Payne County, Oklahoma.

Appeals from the Supreme Court of the State of Oklahoma.

Treating the papers whereon the appeals in these causes were allowed as petitions for writs of certiorari, Sec. 237 (c), Judicial Code, as amended (43 Stat. 936, 938), consideration thereof is postponed and leave is granted to petitioners to file briefs supporting applications for certiorari within fifteen days, with ten days for opposing counsel to reply.

Per Mr. Chief Justice Hughes.

First National Bank of Shreveport, Louisiana, et al., Appellants, 293 vs. Louisiana Tax Commission, et al.	Further consideration of the question of the jurisdiction of this Court and of the motion to dismiss is postponed to the hearing of the case on the merits. Per Mr. Chief Justice Hughes.
C. A. Bradley, Doing Business as Wolverine Motor Freight Lines, Appellant, 395 vs. The Public Utilities Commission of Ohio.	In this case probable jurisdiction is noted. Per Mr. Chief Justice Hughes.
Los Angeles Gas and Electric Corporation, Appellant, 412 vs. Railroad Commission of the State of California, et al.	In this case probable jurisdiction is noted. Per Mr. Chief Justice Hughes.
R. S. Sterling, Governor of the State of Texas, et al., Appellants, 453 vs. E. Constantin, et al.	In this case probable jurisdiction is noted. Per Mr. Chief Justice Hughes.
Levering & Garrigues Company, Hedden Iron Construction Company, et al., Petitioners, 423 vs. Paul J. Morrin, Individually and as President of International Association of Bridge, Structural and Ornamental Iron Workers, et al.	Order allowing certiorari. The petition herein for a writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit is granted, limited to the question of Federal jurisdiction other than questions relating to diversity of citizenship. And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ. Per Mr. Chief Justice Hughes.

The Massachusetts Mutual Life Insurance Company,
Petitioner,
322 vs.
The United States.

Order allowing certiorari.
The petition herein for a writ of certiorari to the Court of Claims is granted.
And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.
Per Mr. Chief Justice Hughes.

George B. Munroe, Receiver,
Petitioner,
407 vs.
Louis Raphael.

Order allowing certiorari.
The petition herein for a writ of certiorari to the United States Circuit Court of Appeals for the First Circuit is granted.
And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.
Per Mr. Chief Justice Hughes.

Martin Hotel Company, M. & M. Hotel Company, Omaha National Bank, et al.,
Petitioners,
254 vs.
The United States of America.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Eighth Circuit.
On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Eighth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.
Per Mr. Chief Justice Hughes.

The Denver Rock Drill Manufacturing Company,

Petitioner,

351 vs.

The United States.

On petition for writ of certiorari to the Court of Claims.

On consideration of the petition for a writ of certiorari herein to the Court of Claims and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

George F. Hanrahan, as Trustee in Bankruptcy of Julius H. Reiter, Bankrupt,

Petitioner,

386 vs.

Julius H. Reiter.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Second Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Mary C. Young and Mary Young Moore,

Petitioners,

394 vs.

Commissioner of Internal Revenue.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Ninth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Ninth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Henry R. Adams and E. C. Mullendore, etc.,

Petitioners,

403 vs.

The United States of America, The Pure Oil Company, Vacuum Oil Company, et al.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Tenth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Tenth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Henry R. Adams and E. C. Mullendore,

Petitioners,

404 vs.

Osage Tribe of Indians, Fred Lookout, Chief, Harry Kopay, Assistant Chief, et al.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Tenth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Tenth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

E. C. Mullendore, Beatrice Whitewing and Fred Roan Martin, etc.,

Petitioners,

405 vs.

Osage Tribe of Indians, Fred Lookout, Chief, Harry Kopay, Assistant Chief, et al.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Tenth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Tenth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Charles F. Yarbrough, E. C. Mullendore,
A. W. Lohman, et al.,

Petitioners,

406 vs.

Osage Tribe of Indians, Fred Lookout, Chief, Harry Kopay, Assistant Chief, et al.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Tenth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Tenth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Maryland Casualty Company,

Petitioner,

259 vs.

County Court of Morgan County and R. F. Feller, Trading as Standard Concrete Pipe Company.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Fourth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Fourth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

County Court of Morgan County,

Petitioner,

409 vs.

Maryland Casualty Company, et al.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Fourth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Fourth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

United States Steel Products Company, et al.,

Petitioners,

410 vs.

Navigazione Libera Triestina Societa Anonima, et al.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Second Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

American Printing Ink Co., et al.,

Petitioners,

411 vs.

Navigazione Libera Triestina Societa Anonima, et al.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Second Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Clara Sielcken-Schwarz,

Petitioner,

420 vs.

American Factors, Limited.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Second Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Beta Isenberg,

Petitioner,

421 vs.

American Factors, Limited.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Second Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Insurance Building Corporation,

Petitioner,

422 vs.

Luckenbach Steamship Company, Inc.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the First Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the First Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Frank H. Kaiser and Thomas W. McCormick,

Petitioners,

425 vs.

The United States of America.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Eighth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Eighth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

James P. Lane,

Petitioner,

353 vs.

Paul W. Voorhies, Attorney General of the State of Michigan.

On petition for writ of certiorari to the Supreme Court of the State of Michigan.

On consideration of the petition for a writ of certiorari herein to the Supreme Court of the State of Michigan, and of the argument of counsel thereupon had,

It is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

James Telfer,

Petitioner,

382 vs.

Aaron Boulton.

On petition for writ of certiorari to the Supreme Court of the State of Idaho.

On consideration of the petition for a writ of certiorari herein to the Supreme Court of the State of Idaho, and of the argument of counsel thereupon had,

It is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Frank Burkis and Peter Starr,

Petitioners,

413 vs.

The United States of America.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Third Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Third Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

John Gray,

Petitioner,

416 vs.

C. H. Hecke, W. C. Jacobsen, Frank E. Todd, et al.

On petition for writ of certiorari to the Supreme Court of the State of California.

On consideration of the petition for a writ of certiorari herein to the Supreme Court of the State of California, and of the argument of counsel thereupon had,

It is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

School District No. 22, Osage County, Oklahoma, et al.,

Petitioners,

418 vs.

Paul P. Prudden, Harry L. Hutchinson, et al., a co-partnership doing business under the firm name & style of Prudden & Company.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Tenth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Tenth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Shevlin Land Company and Fred Evans,

Petitioners,

419 vs.

County of Becker, in the State of Minnesota.

On petition for writ of certiorari to the Supreme Court of the State of Minnesota.

On consideration of the petition for a writ of certiorari herein to the Supreme Court of the State of Minnesota, and of the argument of counsel thereupon had,

It is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

W. L. Shore,

Petitioner,

427 vs.

Shell Petroleum Corporation, Shell Pipeline Corporation, Harry H. Woodring, etc., et al.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Tenth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Tenth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

William C. Mason,

Petitioner,

428 vs.

Shell Petroleum Corporation, Shell Pipeline Corporation, Harry H. Woodring, etc., et al.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Tenth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Tenth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Winfred G. Churchill, Walter A. Sleigh, Frank J. Reitz, et al.,

Petitioners,

429 vs.

Shell Petroleum Corporation, Shell Pipeline Corporation, Harry H. Woodring, etc., et al.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Tenth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Tenth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Otto B. Wenrich, H. R. Wenrich
and Amanda J. Hahn,

Petitioners,

430 vs.

Shell Petroleum Corporation, Shell Pipeline Corporation, Harry H. Woodring, etc., et al.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Tenth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Tenth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Frank Gadek,

Petitioner,

431 vs.

The United States of America.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Third Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Third Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

John Shirley Ward and Chandler P. Ward,
Executors of the Last Will and
Testament of Shirley C. Ward,
Deceased, Petitioners,

432 vs.

Commissioner of Internal Revenue.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Ninth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Ninth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

John Strogan,
Petitioner,
435 vs.
The United States of America.

On petition for writ of certiorari to the UnitedStates Circuit Court of Appeals for the Third Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Third Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

John Strogan,
Petitioner,
436 vs.
The United States of America.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Third Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Third Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Abraham & Straus, Inc.,
Petitioner,
473 vs.
Art Metal Works, Inc.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Second Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Bernard L. Shapiro,
Petitioner,
40 vs.
Horace B. Wilgus, et al.

On consideration of the motion of Mr. Francis Biddle that his appearance as counsel be withdrawn in this cause,
It is ordered by this Court that the said motion be, and the same is hereby, granted.

Per Mr. Chief Justice Hughes.

Ray Lyman Wilbur, Secretary of the Interior,
Petitioner,
335 vs.
The United States of America, ex rel. Chestatee Pyrites & Chemical Corporation.

The motion to advance this case was submitted to the consideration of the Court by Mr. Levi Cooke in behalf of counsel for the respondent.

State of New Jersey, Complainant,
— Original. vs.
The Commonwealth of Pennsylvania.

The motion for leave to file bill of complaint herein was submitted to the consideration of the Court by Mr. Duane E. Minard for the complainant.

Ethel M. Dorrance, George Morris Dorrance, et al., etc.,
Petitioners,
495 vs.
The Commonwealth of Pennsylvania.

The motion of the State of New Jersey for leave to intervene as a party petitioner herein was submitted to the consideration of the Court by Mr. Duane E. Minard for the State of New Jersey in support of the motion, and by Mr. William A. Schnader for the Commonwealth of Pennsylvania in opposition thereto.

State of Wisconsin, et al., Complainants,
5, Original. vs.
The State of Illinois, et al.;
State of Michigan, et al., Complainants,
8, Original. vs.
The State of Illinois, et al.;
State of New York, et al., Complainants,
9, Original. vs.
State of Illinois, et al.

The return of the defendants, the Sanitary District of Chicago and the State of Illinois, to the rule to show cause herein was presented.

State of Wyoming, Complainant,

15, Original. vs.

State of Colorado.

The replication of complainant herein was presented.

Carl Arkwright, Robert B. Arkwright,
James Arkwright, et al.,

Petitioners, On petition for certiorari to

426 vs. the United States Circuit Court

G. A. Gonser, as Executor of the of Appeals for the Ninth Circuit.

Estate of L. W. Hutton, Deceased, et al.

It appearing to the Court that counsel for the petitioners in this cause have failed to comply with the rules of this Court;

It is therefore ordered by this Court that the petition for certiorari herein, be, and the same is hereby, dismissed.

Per Mr. Chief Justice Hughes.

19, Original.

Ex parte: The United States, Petitioner.

This case was argued on the return to the rule to show cause, by Mr. Solicitor General Thacher for the petitioner, and by Mr. Francis Biddle for the respondents.

Kroger Grocery and Baking Company,

218 vs.

Minnie J. Yount.

This case was argued by Mr. Walter H. Saunders for Krogery Grocery and Baking Company, and by Mr. R. L. Ward for Yount.

Proclamation being made the Court is adjourned until to-morrow at 12 o'clock.

TUESDAY, NOVEMBER 8, 1932

Pursuant to adjournment the Court met at the Capitol.

PRESENT:

The Honorable Charles E. Hughes, Chief Justice,
Willis Van Devanter,
James C. McReynolds,
Louis D. Brandeis,
George Sutherland, Associate Justices.
Pierce Butler,
Harlan F. Stone,
Owen J. Roberts,
Benjamin N. Cardozo,
Frank K. Green, Esquire, Marshal,
Charles Elmore Cropley, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. J. Yandell Blakely, It is ordered that Henry P. Conner, Esquire, of Washington, District of Columbia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

John Shirley Ward, et al., etc., Petitioners,
vs.
Commissioner of Internal Revenue.

432

On consideration of the motion in behalf of counsel for the petitioners to stay the issuance of the order denying the petition for writ of certiorari in this cause,

It is ordered by this Court that the said motion be, and the same is hereby, granted.

Per Mr. Chief Justice Hughes.

Fairmount Glass Works, Petitioner, 314 vs. Cub Fork Coal Company and Paragon Colliery Company.	This case was argued by Mr. Paul Y. Davis for the petitioner and by Mr. Connor Hall for the respondent.
Rocco Catagrone, 220 vs. The United States of America.	This case was argued by Mr. Anthony P. Mugent for Catagrone and by Mr. Assistant Attorney General Youngquist for the United States.
C. V. Sorrells, Petitioner, 177 vs. The United States of America.	This case was argued by Mr. John Y. Jordan, Jr., for the petitioner, and by Mr. Solicitor General Thacher for the respondent.
Interstate Commerce Commission, et al., Appellants, 23 vs. Oregon-Washington Railroad & Navigation Company, et al.	The argument of this case was commenced by Mr. J. Stanley Payne for the Interstate Commerce Commission.

Proclamation being made the Court is adjourned until to-morrow at 12 o'clock.

WEDNESDAY, NOVEMBER 9, 1932

Pursuant to adjournment the Court met at the Capitol.

PRESENT:

The Honorable Charles E. Hughes, Chief Justice,
Willis Van Devanter,
Louis D. Brandeis,
George Sutherland, Associate Justices.
Pierce Butler,
Harlan F. Stone,
Owen J. Roberts,
Benjamin N. Cardozo,
Frank K. Green, Esquire, Marshal,
Charles Elmore Cropley, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. G. Aaron Youngquist, It is ordered that Samuel Lipschultz, Esquire, of St. Paul, , State of Minnesota, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Homer R. Hendricks, It is ordered that Victor Walter Klein, Esquire, of Detroit, State of Michigan, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Henry J. Richardson, It is ordered that C. Powell Fordyce, Esquire. of St. Louis, State of Missouri, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Calvin T. Milans, It is ordered that Charles B. Belknap, Esquire, of Detroit, State of Michigan, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Ben C. Dey, It is ordered that Palmer L. Fales, Esquire, of Portland, State of Oregon, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

The United States of America,
Petitioner,
96 vs.
Great Northern Railway Company.

On consideration of the motion by counsel for the respondent to have the mandate in this cause issued immediately, It is ordered by the Court that the said motion be, and the same is hereby, granted, and that the mandate issue forthwith.

Per Mr. Chief Justice Hughes.

Interstate Commerce Commission, et al.,
Appellants,
23 vs.
Oregon-Washington Railroad & Navigation Company, et al.

The argument of this case was continued by Mr. J. Stanley Payne for the appellant, Interstate Commerce Commission; by Mr. William G. McCulloch for the appellant, Public Utilities Commission of Oregon; by Mr. James M. Thompson for the appellant, Public Utilities Commission of Idaho; by Mr. Arthur C. Spencer for the appellee, Oregon-Washington Railroad & Navigation Company; by Mr. Ben C. Dey for the appellee, Southern Pacific Company; and concluded by Mr. J. Stanley Payne for the appellant, Interstate Commerce Commission.

J. H. Gwinn, Beneficiary of the Estate of M. A. Gwinn, deceased,
Petitioner,
31 vs.
Commissioner of Internal Revenue.

The argument of this case was commenced by Mr. Assistant Attorney General Youngquist for the respondent.

Proclamation being made the Court is adjourned until to-morrow at 12 o'clock.

THURSDAY, NOVEMBER 10, 1932.

Pursuant to adjournment the Court met at the Capitol.

PRESENT:

The Honorable Charles E. Hughes, Chief Justice,
Willis Van Devanter,
James C. McReynolds,
Louis D. Brandeis,
George Sutherland, Associate Justices.
Pierce Butler,
Harlan F. Stone,
Owen J. Roberts,
Benjamin N. Cardozo,
Frank K. Green, Esquire, Marshal,
Charles Elmore Cropley, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. Theodore K. Bryant, It is ordered that Joel W. Josephson, Esquire, of Detroit, State of Michigan, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Samuel T. Ansell, It is ordered that Mrs. Alice E. Alexander, of Lansing, State of Michigan, be admitted to practice as an Attorney and Counsellor of this Court, and she was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Arthur H. Deibert, It is ordered that Lloyd O. Hart, Esquire, of Washington, State of Pennsylvania, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Arthur H. Deibert, It is ordered that John C. Judson, Esquire, of East Washington, State of Pennsylvania, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Arthur H. Seibert, It is ordered that Meyer Goldfarb, Esquire, of Washington, State of Pennsylvania, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

J. H. Gwinn, Beneficiary of the Estate of M. A. Gwinn, deceased, Petitioner,
31 vs.
Commissioner of Internal Revenue.

The argument of this case was concluded by Mr. Assistant Attorney General Youngquist for the respondent, and the case was submitted by Mr. Thomas A. Thatcher, Mr. Llewellyn A. Luce, Mr. Ralph W. Davis, and Mr. R. W. Smith for the petitioner.

Advance-Rumely Thresher Company, Inc., Appellant,
33 vs.
A. M. Jackson.

This case was argued by Mr. Howard G. Fuller for the appellant, and the case was submitted by Mr. William Lemke for the appellee.

Bernard L. Shapiro, Petitioner,
40 vs.
Horace B. Wilgus and David Bachman, Receivers of Miller Robinson Company.

This case was argued by Mr. Jacob Weinstein for the petitioner, and by Mr. Sidney E. Smith for the respondents.

Sevier Commission Company, et al., Petitioners,
41 vs.
Wallowa National Bank.

This case was argued by Mr. John F. Reilly for the petitioners, and by Mr. Palmer L. Fales for the respondent.

Philip Elting, Collector of Customs, etc., Petitioner,
42 vs.
North German Lloyd.

The argument of this case was commenced by Mr. Assistant Attorney General Rugg for the petitioner.

Proclamation being made the Court is adjourned until to-morrow at 12 o'clock.

FRIDAY, NOVEMBER 11, 1932

Pursuant to adjournment the Court met at the Capitol.

PRESENT:

The Honorable Charles E. Hughes, Chief Justice,
Willis Van Devanter,
James C. McReynolds,
Louis D. Brandeis,
George Sutherland, Associate Justices.
Pierce Butler,
Harlan F. Stone,
Owen J. Roberts,
Benjamin N. Cardozo,
Frank K. Green, Esquire, Marshal,
Charles Elmore Cropley, Clerk.

Proclamation being made the Court is opened.

Philip Elting, Collector of Customs, etc.,
Petitioner,
42 vs.
North German Lloyd.

The argument of this case was continued by Mr. Assistant Attorney General Rugg for the petitioner, and concluded by Mr. Melville J. France for the respondent.

Lloyd Sabaudo Societa Anonima Per Azioni,
Petitioner,
48 vs.
Philip Elting, Collector of Customs of the Port of New York.

This case was argued by Mr. Delbert M. Tibbetts for the petitioner, and by Mr. Assistant Attorney General Rugg for the respondent.

Detroit International Bridge Company,
Appellant,
51 vs.
Corporation Tax Appeal Board of the State of Michigan.

This case was argued by Mr. Victor W. Klein for the appellant, and by Mrs. Alice E. Alexander for the appellee.

Great Northern Railway Company,

Petitioner,

53 vs.

Sunburst Oil & Refining Company.

This case was argued by Mr. J. P. Plunkett for the petitioner, and the case was submitted by Mr. George E. Hurd for the respondent.

Proclamation being made the Court is adjourned until Monday next at 12 o'clock.

MONDAY, NOVEMBER 14, 1932

Pursuant to adjournment the Court met at the Capitol.

PRESENT:

The Honorable Charles E. Hughes, Chief Justice,
Willis Van Devanter,
James C. McReynolds,
Louis D. Brandeis,
George Sutherland,
Pierce Butler, Associate Justices.
Harlan F. Stone,
Owen J. Roberts,
Benjamin N. Cardozo,
Frank K. Green, Esquire, Marshal,
Charles Elmore Cropley, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. Heartsill Ragon, It is ordered that DuVal L. Purkins, Esquire, of Warren, State of Arkansas, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Heartsill Ragon, It is ordered that Archer Wheatley, Esquire, of Jonesboro, State of Arkansas, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

Brooklyn Eastern District Terminal, Petitioner, vs. The United States of America. On writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

39

This cause came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Second Circuit, and was argued by counsel.

On consideration whereof, It is now here ordered and adjudged by this Court that the judgment of the said United States Circuit Court of Appeals, in this cause, be, and the same is hereby, affirmed; and that this cause be, and the same is hereby, remanded to the District Court of the United States for

American Surety Company of New York, Petitioner, vs. Vivian F. Baldwin and E. R. Baldwin. On writ of certiorari to the Supreme Court of the State of Idaho.

3

This cause came on to be heard on the transcript of the record from the Supreme Court of the State of Idaho, and was argued by counsel.

On consideration whereof, It is now here ordered and adjudged by this Court that the writ of certiorari, in this cause be, and the same is hereby, dismissed with costs.

Per Mr. Justice Brandeis.

Vivian F. Baldwin and E. R. Baldwin, Petitioners, vs. American Surety Company of New York. On writ of certiorari to the United States Circuit Court of Appeals for the Ninth Circuit.

21

This cause came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Ninth Circuit, and was argued by counsel.

On consideration whereof, It is now here ordered, adjudged, and decreed by this Court that the decree of the said United States Circuit Court of Appeals, in this cause, be, and the same is hereby, reversed with costs; and that this cause be, and the same is hereby, remanded to the District Court of the United States for the District of Idaho for further proceedings in conformity with the opinion of this Court.

Per Mr. Justice Brandeis.

The Chief Justice said:

"The orders of the Court appear upon the list certified by the Chief Justice and filed with the Clerk and will not be announced orally."

Kroger Grocery and Baking Company,
218 vs.
Minnie J. Yount.

On certificate from the United States Circuit Court of Appeals for the Eighth Circuit.

This cause came on to be heard on a certificate from the United States Circuit Court of Appeals for the Eighth Circuit, and was argued by counsel.

On consideration whereof, It is ordered by this Court that the certificate herein, be, and the same is hereby, dismissed.

Per Mr. Chief Justice Hughes.

Rocco Catagrone,
220 vs.
The United States of America.

On certificate from the United States Circuit Court of Appeals for the Eighth Circuit.

This cause came on to be heard on a certificate from the United States Circuit Court of Appeals for the Eighth Circuit, and was argued by counsel.

On consideration whereof, It is ordered by this Court that the certificate herein, be, and the same is hereby, dismissed.

Per Mr. Chief Justice Hughes.

Sevier Commission Company, Hartford Accident and Indemnity Company of Hartford, Connecticut,
Petitioners,
41 vs.
Wallowa National Bank, a National Banking Corporation.

On writ of certiorari to the Supreme Court of the State of Oregon.

This cause came on to be heard on the transcript of the record from the Supreme Court of the State of Oregon, and was argued by counsel.

On consideration whereof, It is now here ordered and adjudged by this Court that the writ of certiorari, in this cause be, and the same is hereby, dismissed for the want of jurisdiction.

Per Mr. Chief Justice Hughes.

Wagner Tug Boat Company,

Petitioner,

433 vs.

Harriett Meagher, as Administratrix of the Estate of George Harold Meagher, Deceased.

On petition for writ of certiorari to the Supreme Court of the State of Washington.

On consideration of the petition for a writ of certiorari herein to the Supreme Court of the State of Washington, and of the argument of counsel thereupon had,

It is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Augusta Ernestine Proechel, as an Individual and Administratrix of the Estate of Emil Reinhold Kronfeld, Deceased, Petitioner,

494 vs.

The United States of America.

On consideration of the motion for leave to proceed in forma pauperis in this cause,

It is ordered by this Court that the said motion be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Augusta Ernestine Proechel, as an Individual and Administratrix of the Estate of Emil Reinhold Kronfeld, Deceased, Petitioner,

494 vs.

The United States of America.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Eighth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Eighth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

The State of New Jersey, Complainant, — Original. vs. The Commonwealth of Pennsylvania.	ORDER. A rule is ordered to issue requiring the defendant to show cause within thirty days from this date why leave to file the bill of complaint should not be granted. Per Mr. Chief Justice Hughes.
Ethel M. Dorrance, George Morris Dorrance, et al., etc., Petitioners, 495 vs. The Commonwealth of Pennsylvania.	On consideration of the motion of the State of New Jersey for leave to intervene as a party petitioner in this cause, It is ordered by this Court that the said motion be, and the same is hereby, denied. Leave is granted to file brief as amicus curiae on the application for writ of certiorari. Per Mr. Chief Justice Hughes.
Ray Lyman Wilbur, Secretary of the Interior, Petitioner, 335 vs. United States of America ex rel. Chestatee Pyrites & Chemical Corporation.	On consideration of the motion to advance this cause, It is now here ordered by the Court that said motion be, and the same is hereby, granted, and the cause assigned for argument on Monday, December 5 next, after the cases heretofore assigned for that day. Per Mr. Chief Justice Hughes.
The United States of America, et al., Appellants, 470 vs. Northern Pacific Railway Company, et al.	In this case probable jurisdiction is noted. Per Mr. Chief Justice Hughes.

The United States,
Petitioner,
434 vs.
Dakota-Montana Oil Company.

Order allowing certiorari.

The petition herein for a writ of certiorari to the Court of Claims is granted. And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

Esther Jackson Porter, as Executrix and Richard L. Davisson, as Surviving Executor of the Estate of William H. Porter, Deceased,
Petitioners,
466 vs.
Commissioner of Internal Revenue.

Order allowing certiorari.

The petition herein for a writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit is granted.

And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

Petroleum Exploration,
Petitioner,
448 vs.
David Burnet, Commissioner of Internal Revenue.

Order allowing certiorari.

The petition herein for a writ of certiorari to the United States Circuit Court of Appeals for the Fourth Circuit is granted, and the case is assigned for argument immediately following the hearing in case No. 434, United States vs. Dakota-Montana Oil Co.

And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

Hartford-Empire Company, Petitioner,
438 vs.
The Hivison-Weiskopf Company.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Sixth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Sixth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Hartford-Empire Company, Petitioner,
439 vs.
The Kearns-Gorsuch Bottle Company.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Sixth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Sixth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Hartford-Empire Company, Petitioner,
440 vs.
The Lamb Glass Company.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Sixth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Sixth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

The Lamb Glass Company,
Petitioner,
443 vs.
Hartford-Empire Company.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Sixth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Sixth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

The National Surety Company,
Petitioner,
442 vs.
The City of Topeka, a Municipal Corporation.

On petition for writ of certiorari to the Supreme Court of the State of Kansas.

On consideration of the petition for a writ of certiorari herein to the Supreme Court of the State of Kansas, and of the argument of counsel thereupon had,

It is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Ephraim Banning,
Petitioner,
444 vs.
Hartman Furniture & Carpet Company.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Seventh Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Seventh Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Ephraim Banning,
Petitioner,
445 vs.
Hartman Furniture & Carpet Company.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Seventh Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Seventh Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Hartman Furniture & Carpet Company,
Petitioner,
446 vs.
Ephraim Banning.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Seventh Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Seventh Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Hartman Furniture & Carpet Company,
Petitioner,
447 vs.
Ephraim Banning.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Seventh Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Seventh Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Douglas S. MacDonald and L. C.
Balfour Company,
Petitioners,
450 vs.
H. W. Peters Company, Inc.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Second Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Leslie P. Green and Willard G. Lindsey,
Petitioners,
451 vs.
John A. Sauerman, Sauerman Bros., Inc., Goodwin Garst and John W. Page.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Seventh Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Seventh Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Angeline Kawacz, Individually, and as Administratrix of the Personal Estate of Frank Kawacz, Deceased,
Petitioner,
454 vs.
Delaware, Lackawanna & Western Railroad Co.

On petition for writ of certiorari to the Supreme Court of the State of New York.

On consideration of the petition for a writ of certiorari herein to the Supreme Court of the State of New York, and of the argument of counsel thereupon had,

It is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

The Chief Justice announced the following order of the Court:

ORDER.

The Court will take a recess from Monday, November 21, until Monday, December 5 next.

Joseph F. Miller,
Petitioner,
138 vs.
A. C. Aderhold, Warden, United States Penitentiary, Atlanta, Georgia.

On consideration of the motion of Mr. Solicitor General Thacher for leave to file brief for the respondent, It is ordered by this Court that the said motion be, and the same is hereby, granted, said brief to be filed by Monday next.

Per Mr. Chief Justice Hughes.

Penny Stores, Inc., et al.,
Appellants,
481 vs.
Greek L. Rice, Attorney General of the State of Mississippi, et al., etc.

Appeal from the District Court of the United States for the Southern District of Mississippi.

It appearing to the Court that counsel for the respective parties have filed a stipulation providing for the dismissal of the appeal in this cause at the cost of the appellants;

Therefore, in pursuance of said stipulation, it is now here ordered, adjudged, and decreed by this Court, that this appeal, be, and the same is hereby, dismissed with costs.

Per Mr. Chief Justice Hughes.

David Burnet, Commissioner of Internal Revenue, Petitioner, vs. Commonwealth Improvement Company. 95	This case was argued by Mr. Assistant Attorney General Youngquist for the petitioner, and by Mr. Schofield Andrews for the respondent.
Hubert Dalton and Florence W. Dalton, Petitioners, vs. Frank C. Bowers, as Executor, etc. 52	This case was argued by Mr. Arnold Lichtig for the petitioners, and by Mr. Assistant Attorney General Youngquist for the respondent.
David Burnet, Commissioner of Internal Revenue, Petitioner, vs. R. P. Clark. 180	This case was argued by Mr. Assistant Attorney General Youngquist for the petitioner, and by Mr. William S. Hammers for the respondent.
George P. Porter, Auditor and Ex-Officio Investment Commissioner, etc., Appellant, vs. Investors Syndicate. 627, O.T. 1931.	This case was reargued by Mr. T. H. MacDonald for the appellant, and by Mr. M. S. Gunn for the appellee.
J. H. Stephenson, et al., Appellants, vs. T. Binford, et al. 326	Three hours allowed for the argument of this case. The argument was commenced by Mr. John H. Crooker for the appellants.

Proclamation being made the Court is adjourned until to-morrow at 12 o'clock.

TUESDAY, NOVEMBER 15, 1932

Pursuant to adjournment the Court met at the Capitol.

PRESENT:

The Honorable Charles E. Hughes, Chief Justice,
Willis Van Devanter,
James C. McReynolds,
Louis D. Brandeis,
George Sutherland,
Pierce Butler,
Harlan F. Stone,
Owen J. Roberts,
Benjamin N. Cardozo, Associate Justices.
Frank K. Green, Esquire, Marshal,
Charles Elmore Cropley, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. Heartsill Ragon, It is ordered that Patrick Henry, Esquire, of Monticello, State of Arkansas, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

J. H. Stephenson, et al., Appellants,
326 vs.
T. Binford, et al.

The argument of this case was continued by Mr. John H. Crooker for the appellants; by Mr. LaRue Brown for appellant, D. A. Heard; by Mr. Elbert Hooper for the appellees; and concluded by Mr. John H. Crooker for the appellants.

Jimmie Burns, Petitioner,
378 vs.
The United States of America.

This case was argued by Mr. Otto Christensen for the petitioner, and by Mr. Solicitor General Thacher for the respondent.

R. S. Sterling, Governor of the State of Texas, et al., Appellants,

11 vs.

E. Constantin, et al.;

R. S. Sterling, Governor of the State of Texas, et al., Appellants,

453 vs.

E. Constantin, et al.

The argument of these cases was commenced by Mr. E. F. Smith for the appellants.

Proclamation being made the Court is adjourned until to-morrow at 12 o'clock.

Pursuant to adjournment the Court met at the Capitol.

PRESENT:

The Honorable Charles E. Hughes, Chief Justice,
James C. McReynolds,
Louis D. Brandeis,
George Sutherland,
Pierce Butler,
Harlan F. Stone,
Owen J. Roberts,
Benjamin N. Cardozo, Associate Justices.
Frank K. Green, Esquire, Marshal,
Charles Elmore Cropley, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. Walter Bruce Howe, It is ordered that George Cabot Ward, Esquire, of New York City, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Joseph Conrad Fehr, It is ordered that Harold T. Kay, Esquire, of Honolulu, Territory of Hawaii, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Luther Nichols, It is ordered that Fred M. Bottorff, Esquire, of Los Angeles, State of California, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

R. S. Sterling, Governor of the State of Texas, et al., Appellants,
11 vs.
E. Constantin, et al.;
R. S. Sterling, Governor of the State of Texas, et al., Appellants,
453 vs.
E. Constantin, et al.

The argument of these cases was continued by Mr. Joseph W. Bailey, Jr., and Mr. Luther Nickels for the appellees, and concluded by Mr. Dan Moody for the appellants.

Rafael Cortes, as Administrator, etc., Petitioner,
12 vs.
Baltimore Insular Line, Inc.

This case was argued by Mr. Basil O'Connor for the petitioner, and by Mr. George W. Betts, Jr., for the respondent.

Sun Oil Company, Petitioner,
38 vs.
Dalzell Towing Company, Inc.

This case was argued by Mr. Frank A. Bull for the petitioner, and by Mr. Chauncey I. Clark for the respondent.

A. P. Dickson, et al., Petitioners,
63 vs.
Uhlmann Grain Company.

The argument of this case was commenced by Mr. S. J. Jones for the petitioners.

Proclamation being made the Court is adjourned until tomorrow at 12 o'clock.

THURSDAY, NOVEMBER 17, 1932

Pursuant to adjournment the Court met at the Capitol.

PRESENT:

The Honorable Charles E. Hughes, Chief Justice,
Willis Van Devanter,
Louis D. Brandeis,
George Sutherland,
Harlan F. Stone, Associate Justices.
Owen J. Roberts,
Benjamin N. Cardozo,
Frank K. Green, Esquire, Marshal,
Charles Elmore Cropley, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. Percival H. Marshall, It is ordered that John J. Carmody, Esquire, of Washington, District of Columbia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Robert P. Smith, It is ordered that U. M. Simon, Esquire, of Fort Worth, State of Texas, be admitted to practice as an attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Percival H. Marshall, It is ordered that Hastings W. Baker, Esquire, of Dayton, State of Ohio, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. J. Frank Staley, It is ordered that Howard H. Yocum, Esquire, of Philadelphia, State of Pennsylvania, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. S. J. Jones, It is ordered that Paul R. Stinson, Esquire, of Kansas City, State of Missouri, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

A. P. Dickson, et al., Petitioners,
63 vs.
Uhlmann Grain Company.

The argument of this case was continued by Mr. S. J. Jones for the petitioners, by Mr. Paul R. Stinson for the respondent, and concluded by Mr. S. J. Jones for the petitioners.

General Electric Company and Carboloy Company, Inc., Petitioners,
57 vs.
The Marvel Rare Metals Company, et al.

This case was argued by Mr. Lawrence Bristol for the petitioners, and by Mr. William C. McCoy for the respondents.

Anna S. Bainbridge, Petitioner,
90 vs.
Merchants & Miners Transportation Company.

On consideration of the motion of Mr. Thomas D. McBride that leave be granted Edwin J. McDermott to appear and present oral argument for the petitioner, pro hac vice, in this cause,
It is ordered by this Court that the said motion be, and the same is hereby, granted.

Per Mr. Chief Justice Hughes.

Anna S. Bainbridge, Petitioner,
90 vs.
Merchants & Miners Transportation Company.

This case was argued by Mr. Edwin J. McDermott for the petitioner, pro hac vice, by special leave of Court, and by Mr. Howard H. Yocum for the respondent.

Alberto Costanzo, Petitioner, -
110 vs.
Anna C. M. Tillinghast, United States Commissioner of Immigration.

The argument of this case was commenced by Mr. William H. Lewis for the petitioner.

Proclamation being made the Court is adjourned until to-morrow at 12 o'clock.

FRIDAY, NOVEMBER 18, 1932

Pursuant to adjournment the Court met at the Capitol.

PRESENT:

The Honorable Charles E. Hughes, Chief Justice,
Willis Van Devanter,
James C. McReynolds,
Louis D. Brandeis,
George Sutherland, Associate Justices.
Harlan F. Stone,
Owen J. Roberts,
Benjamin N. Cardozo,
Frank K. Green, Esquire, Marshal,
Charles Elmore Cropley, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. C. Aaron Youngquist, It is ordered that Edmund B. Mourigan, Esquire, of Union City, State of New Jersey, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. H. Clay Espey, It is ordered that James O'Donnell Moran, Esquire, of Washington, District of Columbia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

Alberto Costanzo,
Petitioner,
110 vs.
Anna G. M. Tillinghast, United States Commissioner of Immigration.

The argument of this case was continued by Mr. William H. Lewis for the petitioner and concluded by Mr. Whitney North Seymour for the respondent.

Murphy Oil Company,

Petitioner,

80 vs.

David Burnet, Commissioner of Internal Revenue.

This case was argued by Mr. Randolph E. Paul and Mr. Thomas R. Dempsey for the petitioner and by Mr. Assistant Attorney General Youngquist for the respondent.

Bankers Pocahontas Coal Company, Petitioner,

104 vs.

Commissioner of Internal Revenue;

D. J. F. Strother, Petitioner,

105 vs.

Commissioner of Internal Revenue.

These cases were argued by Mr. Camden R. McAtee for the petitioners and by Mr. Assistant Attorney General Youngquist for the respondent.

Proclamation being made the Court is adjourned until Monday, November 21 next, at 12 o'clock.

Pursuant to adjournment the Court met at the Capitol.

PRESENT:

The Honorable Charles E. Hughes, Chief Justice,
Willis Van Devanter,
Pierce Butler,
Harlan F. Stone, Associate Justices,
Owen J. Roberts,
Benjamin N. Cardozo,
Frank K. Green, Esquire, Marshal,
Charles Elmore Cropley, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. James W. Beller, It is ordered that Lyle M. Allen, Esquire, of St. Louis, State of Missouri, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Theodore A. Hostetler, It is ordered that George H. Southard, 3rd, Esquire, of Pittsfield, State of Massachusetts, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Robert Watson, It is ordered that Wm. O. Ballard, Esquire, of Toledo, State of Ohio, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Fred M. Bottorff, It is ordered that Mark Leo Herron, Esquire, of Los Angeles, State of California, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. William W. Spalding, It is ordered that Michael J. Anuta, Esquire, of Menominee, State of Michigan, be admitted to practice as an Attorney and Counsellor of this Court,

On motion first made to the Court in this behalf by Mr. Harry J. Gerrity, It is ordered that C. Welmore Robinson, Esquire, of New York City, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Frank D. Scott, It is ordered that Gustavus Ohlinger, Esquire, of Toledo, State of Ohio, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Walter H. Newton, It is ordered that Fred A. Ossanna, Esquire, of Minneapolis, State of Minnesota, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Solicitor General Thacher, It is ordered that Allen T. Klots, Esquire, of New York City, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Chester I. Long, It is ordered that Joe Nickell, Esquire, of Omaha, State of Nebraska, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. John Walsh, It is ordered that Alvin C. Reis, Esquire, of Madison, State of Wisconsin, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Fred M. Botterff, It is ordered that S. B. Robinson, Esquire, of Los Angeles, State of California, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

Interstate Commerce Commission,

Petitioner,

15 vs.

The New York, New Haven & Hartford Railroad Company, Old Colony Railroad Company, Boston & Providence Railroad Corporation, et al.

On writ of certiorari to the Court of Appeals of the District of Columbia.

This cause came on to be heard on the transcript of the record from the Court of Appeals of the District of Columbia, and was argued by counsel.

On consideration whereof, It is now here ordered and adjudged by this Court that the judgment of the said Court of Appeals, in this cause be, and the same is hereby, reversed, and that the judgment of the Supreme Court of the District of Columbia dismissing the petition for writ of mandamus herein, be, and the same is hereby, affirmed.

And it is further ordered that this cause be, and the same is hereby, remanded to the said Court of Appeals for further proceedings in conformity with the opinion of this Court.

Per Mr. Justice Cardozo.

Mr. Justice Van Devanter, Mr. Justice McReynolds, and Mr. Justice Sutherland are of opinion that the judgment of the Court of Appeals should be affirmed.

The Chief Justice and Mr. Justice Butler took no part in the consideration and decision of this case.

The Chief Justice announced the following orders of the Court:

Mrs. Roberta F. Biggs, Administratrix
and Individually,

Appellant,

414 vs.

Missouri Pacific Railroad Company
and Ed Lacy.

Appeal from the District Court of the United States for the Eastern District of Arkansas.

This cause came on to be heard on the transcript of the record from the District Court of the United States for the Eastern District of Arkansas, and was argued by counsel.

On consideration whereof, It is ordered, adjudged, and decreed by this Court that this appeal, be, and the same is hereby, dismissed for the want of jurisdiction.

Per Mr. Chief Justice Hughes.

Nat J. Graves, Jr.,

Appellant,

415 vs.

Missouri Pacific Railroad Company
and Ed Lacy.

Appeal from the District Court of the United States for the Eastern District of Arkansas.

This cause came on to be heard on the transcript of the record from the District Court of the United States for the Eastern District of Arkansas, and was argued by counsel.

On consideration whereof, It is ordered, adjudged, and decreed by this Court that this appeal, be, and the same is hereby, dismissed for the want of jurisdiction.

Per Mr. Chief Justice Hughes.

The Chief Justice said:

"The other orders of the Court appear upon the list certified by the Chief Justice and filed with the Clerk and will not be announced orally."

Anglo-Chilean Nitrate Sales Corporation, Appellant, vs. The State of Alabama.	In this case probable jurisdiction is noted. Per Mr. Chief Justice Hughes.
377	
Broad River Power Company, Appellant, vs. Walter G. Query, et al., etc.	In this case probable jurisdiction is noted. Per Mr. Chief Justice Hughes.
390	
Lexington Water Power Company, Appellant, vs. Walter G. Query, et al., etc.	In this case probable jurisdiction is noted. Per Mr. Chief Justice Hughes.
391	
Appalachian Coals, Inc., et al., Appellants, vs. The United States of America.	In this cause probable jurisdiction is noted. Per Mr. Chief Justice Hughes.
504	
Karl F. Woehl, Petitioner, vs. Indemnity Insurance Company of North America.	Order allowing certiorari. The petition herein for a writ of certiorari to the Court of Appeals of the District of Columbia is granted. And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ. Per Mr. Chief Justice Hughes.
315	

Charles W. Anderson, Collector of Internal Revenue for the Third District of New York, Petitioner,
460 vs.
Marian Steedman Wilson, Robert Goelet and Harlem G. Rubert, as Executors of the Estate of Richard T. Wilson, Jr., Deceased.

Order allowing certiorari.
The petition herein for a writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit is granted. And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

Marian Steedman Wilson, Robert Goelet and Harlem G. Rubert, as Executors of the Estate of Richard T. Wilson, Jr., Deceased, Petitioners,
461 vs.
Charles W. Anderson, Collector of Internal Revenue for the Third District of New York.

Order allowing certiorari.
The petition herein for a writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit is granted. And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

Freeport Texas Company, Freeport Sulphur Company, Freeport Terminal Company, et al., Petitioners,
401 vs.
The United States.

On petition for writ of certiorari to the Court of Claims.

On consideration of the petition for a writ of certiorari herein to the Court of Claims and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

The Scott Lumber Company,
Petitioner,
437 vs.
Suburban Improvement Company.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Fourth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Fourth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Irwin T. Gilruth,
Petitioner,
455 vs.
Lewis Luster, et al., etc.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Eighth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Eighth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

R. B. Gillette,
Petitioner,
456 vs.
Lewis Luster, et al., etc.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Eighth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Eighth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Ralph W. Hutchens,
Petitioner,
457 vs.
Lewis Luster, et al., etc.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Eighth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Eighth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

United States Zinc Company,
Petitioner,
458 vs.
Central States Power & Light Corporation.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Tenth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Tenth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Harry C. Cotter, et al.,
Petitioners,
468 vs.
The United States of America.

On consideration of the motion by Mr. Solicitor General Thacher for leave to file brief for the respondent in this cause,

It is ordered by this Court that the said motion be, and the same is hereby, granted, with leave to file said brief by December 5 next.

Per Mr. Chief Justice Hughes.

Frederick A. Sansome,
Petitioner,
490 vs.
David Burnet, Commissioner of
Internal Revenue.

On consideration of the motion by Mr. Solicitor General Thacher for leave to file brief for the respondent in this cause,

It is ordered by this Court that the said motion be, and the same is hereby, granted, with leave to file said brief by December 5 next.

Per Mr. Chief Justice Hughes.

The People of the State of New York,
Petitioner,
304 vs.
Irving Trust Company, as Trustee,
etc.

The motion to advance this case was submitted to the consideration of the Court by Mr. Robert P. Beyer for the petitioner.

Proclamation being made the Court is adjourned until Monday, December 5 next, at 12 o'clock.

Pursuant to adjournment the Court met at the Capitol.

PRESENT:

The Honorable Charles E. Hughes, Chief Justice,
Willis Van Devanter,
James C. McReynolds,
Louis D. Brandeis,
George Sutherland,
Pierce Butler, Associate Justices.
Harlan F. Stone,
Owen J. Roberts,
Benjamin N. Cardozo,
Frank K. Green, Esquire, Marshal,
Charles Elmore Cropley, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. Chester A. Gwinn, It is ordered that James Elden McFarland, Esquire, of Los Angeles, State of California, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. John C. Lawyer, It is ordered that R. Stanley Anderson, Esquire, of Chicago, State of Illinois, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Henry H. Waters, It is ordered that Chas. A. Trageser, Esquire, of Baltimore, State of Maryland, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Henry H. Waters, It is ordered that George Frederick Flentje, Jr., Esquire, of Baltimore, State of Maryland, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. William Rothmann, It is ordered that George F. Mulligan, Esquire, of Chicago, State of Illinois, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Samuel Marshall Gold, It is ordered that Eugene A. Drumm, Esquire, of New York City, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. J. K. Mahony, It is ordered that James N. Saye, Esquire, of Longview, State of Texas, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. J. K. Mahony, It is ordered that W. Marshall Purvis, Esquire, of Hot Springs, State of Arkansas, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Henry M. Benson, It is ordered that Benjamin Segal, Esquire, of Minneapolis, State of Minnesota, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Robert E. Hardwicke, It is ordered that Maurice Cheek, Esquire, of Austin, State of Texas, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Henry M. Benson, It is ordered that Sam J. Kroman, Esquire, of Minneapolis, State of Minnesota, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Gilbert Bettman, It is ordered that Jas. E. Kinnison, Esquire, of Canton, State of Ohio, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Gilbert Bettman, It is ordered that Earl C. Shively, Esquire, of Columbus, State of Ohio, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Raymond T. Jackson, It is ordered that Fred M. Wylie, Esquire, of Madison, State of Wisconsin, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

Bernard L. Shapiro,

Petitioner,

40 vs.

Horace B. Wilgus and David Bachman, Receivers of Miller Robinson Company.

On writ of certiorari to the United States Circuit Court of Appeals for the Third Circuit.

This cause came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Third Circuit, and was argued by counsel.

On consideration whereof, It is now here ordered, adjudged, and decreed by this Court that the decree of the said United States Circuit Court of Appeals, in this cause, be, and the same is hereby, reversed with costs; and that this cause be, and the same is hereby, remanded to the District Court of the United States for the Eastern District of Pennsylvania for further proceedings in conformity with the opinion of this Court.

Per Mr. Justice Cardozo.

Great Northern Railway Company, Petitioner, vs. Sunburst Oil & Refining Company. — On writ of certiorari to the Supreme Court of the State of Montana.

53

This cause came on to be heard on the transcript of the record from the Supreme Court of the State of Montana, and was argued by counsel.

On consideration whereof, It is now here ordered and adjudged by this Court that the judgment of the said Supreme Court, in this cause be, and the same is hereby, affirmed with costs, and interest, until paid, at the same rate per annum that similar judgments bear in the courts of the State of Montana.

Per Mr. Justice Cardozo.

Rafael Cortes, as Administrator of the Goods, Chattels, and Credits of Victor Manuel Santiago, Deceased, Petitioner, vs. Baltimore Insular Line, Inc. — On writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

12

This cause came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Second Circuit, and was argued by counsel.

On consideration whereof, It is now here ordered and adjudged by this Court that the judgment of the said United States Circuit Court of Appeals, in this cause, be, and the same is hereby, reversed with costs; and that this cause be, and the same is hereby, remanded to the said Circuit Court of Appeals for further proceedings in conformity with the opinion of this Court.

Per Mr. Justice Cardozo.

Alberto Costanzo,

Petitioner, On writ of certiorari to the United

110 vs. States Circuit Court of Appeals for

Anna C. M. Tillinghast, United States the First Circuit.

Commissioner of Immigration.

This cause came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the First Circuit, and was argued by counsel.

On consideration whereof, It is now here ordered, adjudged, and decreed by this Court that the decree of the said United States Circuit Court of Appeals, in this cause, be, and the same is hereby, affirmed; and that this cause be, and the same is hereby, remanded to the District Court of the United States for the District of Massachusetts.

Per Mr. Justice Roberts.

George P. Porter, Auditor and ex officio

Investment Commissioner of the State

of Montana, Appeal from the District Court

Appellant, of the United States for the

627, O.T. 1931. vs. District of Montana.

Investors Syndicate.

The petition for rehearing in this case having been granted, this cause came on for further hearing on the transcript of the record from the District Court of the United States for the District of Montana, and was argued by counsel on the point whether the statute in question violates Article IV, Section 1, of the Constitution of the State of Montana.

On consideration whereof, It is ordered, adjudged, and decreed by this Court as follows: In view of the Montana cases referred to in the opinion, the Court is not convinced that the statute in question is offensive to the Montana Constitution, and adheres to its decree of reversal entered on May 23, 1932.

Per Mr. Justice Roberts.

Murphy Oil Company,

Petitioner, On writ of certiorari to the United

80 vs. States Circuit Court of Appeals for

David Burnet, Commissioner of the Ninth Circuit.

Internal Revenue.

This cause came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Ninth Circuit, and was argued by counsel.

On consideration whereof, It is now here ordered and adjudged by this Court that the judgment of the said United States Circuit Court of Appeals, in this cause, be, and the same is hereby, affirmed; and that this cause be, and the same is hereby, remanded to the said Circuit Court of Appeals.

Per Mr. Justice Stone.

Bankers Pocahontas Coal Company, On writ of certiorari to the United

Petitioner, States Circuit Court of Appeals for

104 vs. the Fourth Circuit.

Commissioner of Internal Revenue.

This cause came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Fourth Circuit, and was argued by counsel.

On consideration whereof, It is now here ordered and adjudged by this Court that the judgment of the said United States Circuit Court of Appeals, in this cause, be, and the same is hereby, affirmed; and that this cause be, and the same is hereby, remanded to the said Circuit Court of Appeals.

Per Mr. Justice Stone.

D. J. F. Strother, Petitioner, vs. Commissioner of Internal Revenue. — On writ of certiorari to the United States Circuit Court of Appeals for the Fourth Circuit.

105

This cause came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Fourth Circuit, and was argued by counsel.

On consideration whereof, It is now here ordered and adjudged by this Court that the judgment of the said United States Circuit Court of Appeals, in this cause, be, and the same is hereby, affirmed; and that this cause be, and the same is hereby, remanded to the said Circuit Court of Appeals.

Per Mr. Justice Stone.

Luther H. Reichelderfer, Herbert B. Crosby, and John C. Gotwals, Commissioners of the District of Columbia, Petitioners, vs. Henry I. Quinn, George J. Mueller, Jr., Henry Orth, Jr., et al. — On writ of certiorari to the Court of Appeals of the District of Columbia.

9

This cause came on to be heard on the transcript of the record from the Court of Appeals of the District of Columbia, and was argued by counsel.

On consideration whereof, It is now here ordered, adjudged, and decreed by this Court that the decree of the said Court of Appeals, in this cause be, and the same is hereby, reversed with costs; and that this cause be, and the same is hereby, remanded to the said Court of Appeals for further proceedings in conformity with the opinion of this Court.

Per Mr. Justice Stone.

Philip Elting, Collector of
Customs, Port of New York,
Petitioner,
42 vs.
North German Lloyd.

On writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

This cause came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Second Circuit, and was argued by counsel.

On consideration whereof, It is now here ordered and adjudged by this Court that the judgment of the said United States Circuit Court of Appeals, in this cause, be, and the same is hereby, reversed with costs; and that this cause be, and the same is hereby, remanded to the District Court of the United States for the Southern District of New York for further proceedings in conformity with the opinion of this Court.

Per Mr. Justice Stone.

Lloyd Sabaudo Societa Anonima
Per Azioni,
Petitioner,
48 vs.
Philip Elting, Collector of Customs
of the Port of New York.

On writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

This cause came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Second Circuit, and was argued by counsel.

On consideration whereof, It is now here ordered and adjudged by this Court that the judgment of the said United States Circuit Court of Appeals, in this cause, be, and the same is hereby, reversed as to the tenth cause of action and affirmed as to all the other causes of action; and that this cause be, and the same is hereby, remanded to the District Court of the United States for the Southern District of New York for further proceedings in conformity with the opinion of this Court.

Per Mr. Justice Stone.

Advance-Rumely Thresher Company, Inc.,

Appellant, Appeal from the Supreme Court of the

33 vs. State of North Dakota.

A. M. Jackson.

This cause came on to be heard on the transcript of the record from the Supreme Court of the State of North Dakota, and was argued by counsel.

On consideration whereof, It is now here ordered and adjudged by this Court that the judgment of the said Supreme Court, in this cause, be, and the same is hereby, affirmed with costs.

Per Mr. Justice Butler.

Mr. Justice Stone and Mr. Justice Cardozo concur in the result.

Sun Oil Company,

Petitioner, On writ of certiorari to the United States Circuit Court of Appeals for

38 vs. the Second Circuit.

Dalzell Towing Company, Inc.

This cause came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Second Circuit, and was argued by counsel.

On consideration whereof, It is now here ordered, adjudged, and decreed by this Court that the decree of the said United States Circuit Court of Appeals, in this cause, be, and the same is hereby, affirmed with costs; and that this cause be, and the same is hereby, remanded to the District Court of the United States for the Southern District of New York.

Per Mr. Justice Butler.

Detroit International Bridge
Company,

Appellant, Appeal from the Supreme Court of the

51 vs. State of Michigan.

Corporation Tax Appeal Board of the
State of Michigan.

This cause came on to be heard on the transcript of the record from the Supreme Court of the state of Michigan, and was argued by counsel.

On consideration whereof, It is now here ordered and adjudged by this Court that the judgment of the said Supreme Court, in this cause, be, and the same is hereby, affirmed with costs.

Per Mr. Justice Butler.

19, Original.

Ex Parte: The United States, Petitioner.

On petition for writ of mandamus to the United States District Court for the Eastern District of Pennsylvania, and on rule to show cause thereupon issued.

On consideration of the petition for writ of mandamus herein, and of the return to the rule to show cause,

It is ordered by this Court that the rule to show cause be made absolute, and that the writ of mandamus as prayed for be, and the same is hereby, granted.

Per Mr. Justice Sutherland.

J. H. Stephenson, W. S. Finnegan,
P. E. Arnett, et al.,

Appellants, Appeal from the District Court of

326 vs. the United States for the Southern

T. Binford, O'Brien Stevens, District of Texas.
R. J. Martin, et al.

This cause came on to be heard on the transcript of the record from the District Court of the United States for the Southern District of Texas, and was argued by counsel.

On consideration whereof, It is ordered, adjudged, and decreed by this Court that the decree of the said District Court in this cause be, and the same is hereby, affirmed with costs.

Per Mr. Justice Sutherland.

Mr. Justice Butler dissents.

Anna S. Bainbridge,

Petitioner,

90 vs.

Merchants & Miners Transportation Company.

On writ of certiorari to the Supreme Court of the State of Pennsylvania.

This cause came on to be heard on the transcript of the record from the Supreme Court of the State of Pennsylvania, and was argued by counsel.

On consideration whereof, It is now here ordered and adjudged by this Court that the judgment of the said Supreme Court, in this cause be, and the same is hereby, reversed with costs; and that this cause be, and the same is hereby, remanded to the Supreme Court of the State of Pennsylvania for further proceedings not inconsistent with the opinion of this Court.

Per Mr. Justice Sutherland.

The Alton Railroad Company,

Appellant,

81 vs.

The United States of America, Interstate Commerce Commission, Baltimore and Ohio Railroad Company, et al.

Appeal from the District Court of the United States for the Northern District of Illinois.

This cause came on to be heard on the transcript of the record from the District Court of the United States for the Northern District of Illinois, and was argued by counsel.

On consideration whereof, It is ordered, adjudged and decreed by this Court that the decree of the said District Court in this cause be, and the same is hereby, reversed; and that this cause be, and the same is hereby, remanded to the said District Court for further proceedings in conformity with the opinion of this Court.

Per Mr. Justice Brandeis.

J. H. Gwinn, Beneficiary of the Estate
of M. A. Gwinn, Deceased,
Petitioner,
vs.
Commissioner of Internal Revenue.

On writ of certiorari to the United States Circuit Court of Appeals for the Ninth Circuit.

31

This cause came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Ninth Circuit, and was argued by counsel.

On consideration whereof, It is now here ordered and adjudged by this Court that the judgment of the said United States Circuit Court of Appeals, in this cause, be, and the same is hereby, affirmed; and that this cause be, and the same is hereby, remanded to the said Circuit Court of Appeals.

Per Mr. Justice McReynolds.

Cesaro Sgro,
Petitioner,
vs.
The United States of America.

On writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

55

This cause came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Second Circuit, and was argued by counsel.

On consideration whereof, It is now here ordered and adjudged by this Court that the judgment of the said United States Circuit Court of Appeals, in this cause, be, and the same is hereby, reversed; and that this cause be, and the same is hereby, remanded to the District Court of the United States for the Northern District of New York for further proceedings in conformity with the opinion of this Court.

Per Mr. Chief Justice Hughes.

Separate opinion by Mr. Justice McReynolds.

Dissenting: Mr. Justice Stone and Mr. Justice Cardozo.

Jimmie Burns, Petitioner, vs. The United States of America. 378

On writ of certiorari to the United States Circuit Court of Appeals for the Ninth Circuit.

This cause came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Ninth Circuit, and was argued by counsel.

On consideration whereof, It is now here ordered and adjudged by this Court that the judgment of the said United States Circuit Court of Appeals, in this cause, be, and the same is hereby, affirmed; and that this cause be, and the same is hereby, remanded to the District Court of the United States for the Southern District of California.

Per Mr. Chief Justice Hughes.

The Chief Justice announced the following order of the Court.

Sara W. Mahan, as Secretary of State of the State of Kentucky, Appellant, vs. James J. Hume. 519

Appeal from the District Court of the United States for the Eastern District of Kentucky.

This cause came on to be heard on the transcript of the record from the District Court of the United States for the Eastern District of Kentucky, and was argued by counsel.

On consideration whereof, It is ordered, adjudged, and decreed by this Court that the decree of the said District Court in this cause be, and the same is reversed with costs; and that this cause be, and the same is hereby, remanded to the said District Court with directions to dismiss the bill of complaint.

Per Mr. Chief Justice Hughes.

The Chief Justice said:

"The other orders of the Court appear upon the list certified by the Chief Justice and filed with the Clerk and will not be announced orally."

The People of the State of New York, Petitioner,
304 vs.
Irving Trust Company, as Trustee in Bankruptcy, etc.

On consideration of the motion to advance this cause,
It is ordered by this Court that the said motion be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

J. T. Roberts, Appellant,
516 vs.
Richland Irrigation District, et al., etc.

Further consideration of the question of the jurisdiction of this Court is postponed to the hearing of the case on the merits.

Per Mr. Chief Justice Hughes.

The United States of America, Petitioner,
191 vs.
Clarence P. Arzner.

On consideration of the motion of the respondent for leave to proceed in forma pauperis in this cause,
It is ordered by this Court that the said motion be, and the same is hereby, granted.

Per Mr. Chief Justice Hughes.

Joseph F. Miller, Petitioner,
138 vs.
A. C. Aderhold, Warden, United States Penitentiary, Atlanta, Georgia.

Order allowing certiorari.
The petition herein for a writ of certiorari to the United States Circuit Court of Appeals for the Fifth Circuit is granted, and the case is assigned for argument on Monday, January 9th next.

And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

Joseph F. Miller,
Petitioner,
138 vs.
A. C. Aderhold, Warden, etc.

On consideration of the motion to admit the petitioner to bail and of the motion for the appointment of a member of the bar of this Court to serve as counsel for the petitioner,

It is ordered by this Court that the motion with respect to bail, be, and the same is hereby, denied; and that the motion with respect to the appointment of counsel, be, and the same is hereby, granted, and Dean G. Acheson, Esquire, of Washington, D. C., a member of the bar of this Court, is appointed to serve as counsel for the petitioner.

Per Mr. Chief Justice Hughes.

David Burnet, Commissioner of Internal Revenue,
Petitioner,
475 vs.
S. & L. Building Corporation.

Order allowing certiorari.

The petition herein for a writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit is granted. And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

Vancouver Steamship Company, Inc.,
Petitioner,
469 vs.
Theresa Rice, Administratrix of the Estate of Vincent Catino, Deceased.

Order allowing certiorari.

The petition herein for a writ of certiorari to the United States Circuit Court of Appeals for the Ninth Circuit is granted. And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

D. B. Heiner, Collector of Internal Revenue for the Twenty-third District of Pennsylvania,

Petitioner,

476 vs.

Diamond Alkali Company.

Order allowing certiorari.

The petition herein for a writ of certiorari to the United States Circuit Court of Appeals for the Third Circuit is granted. And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

D. B. Heiner, Collector of Internal Revenue for the Twenty-third District of Pennsylvania,

Petitioner,

477 vs.

Diamond Alkali Company.

Order allowing certiorari.

The petition herein for a writ of certiorari to the United States Circuit Court of Appeals for the Third Circuit is granted. And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

C. G. Lewellyn, Formerly Collector of Internal Revenue for the Twenty-third District of Pennsylvania,

Petitioner,

478 vs.

Diamond Alkali Company.

Order allowing certiorari.

The petition herein for a writ of certiorari to the United States Circuit Court of Appeals for the Third Circuit is granted. And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

The People of Puerto Rico, Petitioner, vs. Russell & Co., Sucrs., S. en C., Horace Havemeyer, Frank A. Dillingham, et al.	Order allowing certiorari. The petition herein for a writ of certiorari to the United States Circuit Court of Appeals for the First Circuit is granted. And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ. Per Mr. Chief Justice Hughes.
492	
David Burnet, Commissioner of Internal Revenue, Petitioner, vs. Ernest Brooks, Harold Wilson Brooks and Walter Douglas Brooks, as Executors of the will of Ernest Augustus Brooks.	Order allowing certiorari. The petition herein for a writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit is granted. And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ. Per Mr. Chief Justice Hughes.
496	
George Weems Williams, Receiver of the Washington, Baltimore and Annapolis Electric Railroad Co., Petitioner, vs. Mayor and City Council of Baltimore.	Order allowing certiorari. The petition herein for a writ of certiorari to the United States Circuit Court of Appeals for the Fourth Circuit is granted. And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ. Per Mr. Chief Justice Hughes.
513	

George Weems Williams, Receiver of the Washington, Baltimore and Annapolis Electric Railroad Co., Petitioner,

514 vs.

Mayor, Counselor and Aldermen of the City of Annapolis.

Order allowing certiorari.

The petition herein for a writ of certiorari to the United States Circuit Court of Appeals for the Fourth Circuit is granted. And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

Ethel M. Dorrance, George Morris Dorrance, Arthur C. Dorrance, et al., etc., Petitioners,

495 vs.

The Commonwealth of Pennsylvania.

On petition for writ of certiorari to the Supreme Court of the State of Pennsylvania.

On consideration of the petition for a writ of certiorari herein to the Supreme Court of the State of Pennsylvania, and of the argument of counsel thereupon had,

It is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

The People of the State of California, Petitioner,

459 vs.

General Motors Acceptance Corporation.

On petition for writ of certiorari to the Supreme Court of the State of California.

On consideration of the petition for a writ of certiorari herein to the Supreme Court of the State of California, and of the argument of counsel thereupon had,

It is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

John A. McCoy, et al., Petitioners,
463 vs.
Arkansas Natural Gas Company.

On petition for writ of certiorari to the Supreme Court of the State of Louisiana.

On consideration of the petition for a writ of certiorari herein to the Supreme Court of the State of Louisiana, and of the argument of counsel thereupon had,

It is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Fred D. Townsend, Receiver for Gulf & Atlantic Insurance Company, Petitioner,
464 vs.
South Carolina Insurance Company and Globe & Rutgers Fire Insurance Company.

On petition for writ of certiorari to the Supreme Court of the State of South Carolina.

On consideration of the petition for a writ of certiorari herein to the Supreme Court of the State of South Carolina, and of the argument of counsel thereupon had,

It is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Schloss Bros. & Co., Inc., Petitioner,
467 vs.
Monongahela National Bank and The J. G. Bennett Company, Bankrupt, et al.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Third Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Third Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Sidney Blumenthal,

Petitioner,

471 vs.

Commissioner of Internal Revenue.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Second Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Sidney Blumenthal,

Petitioner,

472 vs.

Commissioner of Internal Revenue.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Second Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Eastern Transportation Company,

Petitioner,

474 vs.

Northern Barge Corporation, New England Coal & Coke Company and H. H. Hartwell & Son, Inc.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Second Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Felix E. Fricke, Administrator of the Estate of Louis E. Riddle, Deceased,
Petitioner,
484 vs.
General Accident Fire & Life Assurance Corporation, Ltd.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Eighth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Eighth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

William Webber, et al.,
Petitioners,
488 vs.
New York Life Insurance Company.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the First Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the First Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Hare & Chase, Inc., Reorganization Company,
Petitioner,
491 vs.
National Surety Company.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Second Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Union Indemnity Company,

Petitioner,

498 vs.

Thomas C. Hall.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Eighth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Eighth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Annie Littman,

Petitioner,

402 vs.

Joseph A. Broderick, Superintendent of Banks of the State of New York.

On petition for writ of certiorari to the Supreme Court of the State of New York, County of New York.

On consideration of the petition for a writ of certiorari herein to the Supreme Court of the State of New York, County of New York, and of the argument of counsel thereupon had,

It is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Federal Trade Commission,

Petitioner,

465 vs.

James S. Kirk & Company and Procter & Gamble Company.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Seventh Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Seventh Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Diamond Alkali Company,

Petitioner,

479 vs.

D. B. Heiner, Collector of Internal Revenue for the Twenty-third District of Pennsylvania.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Third Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Third Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Diamond Alkali Company,

Petitioner,

480 vs.

D. B. Heiner, Collector of Internal Revenue for the Twenty-third District of Pennsylvania.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Third Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Third Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Marcus T. Lothrop and The Timken Roller Bearing Company,

Petitioners,

483 vs.

Thomas F. Robertson.

On petition for writ of certiorari to the Court of Appeals of the District of Columbia.

On consideration of the petition for a writ of certiorari herein to the Court of Appeals of the District of Columbia, and of the argument of counsel thereupon had,

It is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Helene M. Lafontan,

Petitioner,

486 vs.

American Import & Expert Company and United States Fidelity and Guaranty Company.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Second Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Mark Boasberg,

Petitioner,

487 vs.

The United States of America.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Fifth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Fifth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Donald McMurray,

Petitioner,

489 vs.

Marshall S. Reynolds, Individually and as Collector of Internal Revenue.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Tenth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Tenth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the saidpetition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Alonzo J. Docheney, Petitioner,
493 vs.
Pennsylvania Railroad Company.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Third Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Third Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

— Original.

Ex parte: Adolph R. Moder, et al., Petitioners.

The motion for leave to file petition for writ of mandamus and/or prohibition and for leave to proceed in forma pauperis was submitted to the consideration of the Court by Mr. Jesse C. Duke for the petitioners.

Appalachian Coals, Incorporated, et al., Appellants,
504 vs.
The United States of America.

The motion to advance this case was submitted to the consideration of the Court by Mr. Horace Lamb for the appellants.

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In re Disbarment of William E. Baff.

The return to the rule to show cause herein was presented.

State of Wisconsin, et al., Complainants,
5, Original. vs.
The State of Illinois and Sanitary District of Chicago, et al.;

State of Michigan, et al., Complainants,
8, Original. vs.
The State of Illinois and Sanitary District of Chicago, et al.;

State of New York, et al., Complainants,
9, Original. vs.
State of Illinois and Sanitary District of Chicago, et al.

Three hours allowed for oral argument. The argument on the return to the rule to show cause was commenced by Mr. Henry M. Benson for the complainants; continued by Mr. Raymond T. Jackson for the complainants; and by Mr. Joseph B. Fleming for the defendant, Sanitary District of Chicago.

Proclamation being made the Court is adjourned until to-morrow at 12 o'clock.

TUESDAY, DECEMBER 6, 1932

Pursuant to adjournment the Court met at the Capitol.

PRESENT:

The Honorable Charles E. Hughes, Chief Justice,
Willis Van Devanter,
James C. McReynolds,
Louis D. Brandeis,
George Sutherland, Associate Justices.
Pierce Butler,
Harlan F. Stone,
Owen J. Roberts,
Benjamin N. Cardozo,
Frank K. Green, Esquire, Marshal,
Charles Elmore Cropley, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. George W. Hufsmith, It is ordered that Charles F. Werner, Esquire, of Indianapolis, State of Indiana, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. George W. Hufsmith, It is ordered that James T. Dowling, Esquire, of Gary, State of Indiana, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Roy St. Lewis, It is ordered that Edward V. Buckley, Esquire, of Sharon, State of Pennsylvania, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Morton C. Steinberg, It is ordered that Arthur German Gallagher, Esquire, of New York City, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Charles A. Christopherson, It is ordered that Grover Cleveland Young, Esquire, of DeLand, State of Florida, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Arthur L. Gilliom, It is ordered that Ralph M. Lowder, Esquire, of Martinsville, State of Indiana, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

The State of Wisconsin, et al., Complainants,
5, Original. vs.
The State of Illinois and Sanitary District of Chicago, et al.;
State of Michigan, et al., Complainants,
8, Original. vs.
The State of Illinois and Sanitary District of Chicago, et al.;
State of New York, et al., Complainants,
9, Original. vs.
State of Illinois and Sanitary District of Chicago, et al.

The argument on the return to the rule to show cause herein was continued by Mr. William Rothman for the defendant, Sanitary District of Chicago, and concluded by Mr. Gilbert Bettman for complainants, and submitted by Mr. Oscar E. Carlstrom for defendant, The State of Illinois.

Ray Lyman Wilbur, Secretary of the Interior,
Petitioner,
335 vs.
The United States of America ex rel.
Chestatee Pyrites & Chemical Corporation.

This case was argued by Mr. Assistant Attorney General Richardson for the petitioner, and by Mr. Edgar Watkins for the respondent.

The Railroad Commission of Texas and C. V. Terrell, et al., Appellants,

32 vs.

Alfred MacMillan, Individually, etc., et al.

This case was argued by Mr. Maurice Cheek for the appellants, and by Mr. J. N. Saye for the appellees.

David Burnet, Commissioner of Internal Revenue, Petitioner,

58 vs.

R. E. Huff, Individually, etc., et al.

This case was argued by Mr. Paul D. Miller for the petitioner, and by Mr. Harry C. Weeks for the respondent.

Pursuant to adjournment the Court met at the Capitol.

PRESENT:

The Honorable Charles E. Hughes, Chief Justice,
Willis Van Devanter,
James C. McReynolds,
Louis D. Brandeis,
George Sutherland, Associate Justices.
Pierce Butler,
Harlan F. Stone,
Owen J. Roberts,
Benjamin N. Cardozo,
Frank K. Green, Esquire, Marshal,
Charles Elmore Cropley, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. Ellsworth C. Alvord, It is ordered that Hobart F. Woodward, Esquire, of London, State of Kentucky, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Ellsworth C. Alvord, It is ordered that Frederick Schafer, Esquire, of Washington, District of Columbia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Charles Francis Howe, It is ordered that Henry S. Rademacher, Esquire, of Chicago, State of Illinois, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Edmund M. Toland, It is ordered that Mortimer W. Newton, Esquire, of Providence, State of Rhode Island, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Edmund M. Toland, It is ordered that George R. Beane, Esquire, of Providence, State of Rhode Island, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Paul D. Miller, It is ordered that Franklin R. Overmyer, Esquire, of Chicago, State of Illinois, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Byron B. Harlan, It is ordered that James Frederick Henderson, Esquire, of Columbus, State of Ohio, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Edmund M. Toland, It is ordered that Joseph E. Fitzpatrick, Esquire, of Providence, State of Rhode Island, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

Frank Cook,
Petitioner,
82 vs.
The United States of America.

The argument of this case was commenced by Mr. Joseph E. Fitzpatrick for the petitioner; continued by Mr. Solicitor General Thacher for the respondent; and concluded by Mr. Edmund M. Toland for the petitioner.

Wabash Valley Electric Company,
Appellant,
128 vs.
Ralph M. Young, et al., etc.

This case was argued by Mr. John C. Lawyer for the appellant, and by Mr. Arthur L. Gilliom and Mr. George W. Hufsmith for the appellees.

Proclamation being made the Court is adjourned until to-morrow at 12 o'clock

Pursuant to adjournment the Court met at the Capitol.

PRESENT:

The Honorable Charles E. Hughes, Chief Justice,
James C. McReynolds,
Louis D. Brandeis,
George Sutherland,
Pierce Butler, Associate Justices.
Harlan F. Stone,
Owen J. Roberts,
Benjamin N. Cardozo,
Frank K. Green, Esquire, Marshal,
Charles Elmore Cropley, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. William C. Lewis, It is ordered that Person E. Woodall, Esquire, of Norman, State of Oklahoma, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Raphael M. O'Hara, It is ordered that James P. Barry, Esquire, of San Francisco, State of California, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Fletcher B. Swank, It is ordered that Furman Wilson, Esquire, of Purcell, State of Oklahoma, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. W. F. Barry, Jr., It is ordered that Edwin F. Hunt, Esquire, of Nashville, State of Tennessee, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Matthew Mansfield Neely, It is ordered that Frank J. Beckwith, Esquire, of Charles Town, State of West Virginia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

American Surety Company of New York, Petitioner,
131 vs.
Teresa Marotta.

This case was argued by Mr. Harry LeBaron Sampson for the petitioner, and the case was submitted by Mr. George I. Cohen for the respondent.

Aetna Life Insurance Company, etc., et al., Petitioners,
137 vs.
Samuel D. Moses.

This case was argued by Mr. Charles W. Arth and Mr. Leonard J. Ganse for the petitioners, and by Mr. H. Clay Espey for the respondents.

The United States, Petitioner,
141 vs.
Factors & Finance Co.

This case was argued by Mr. Assistant Attorney General Rugg for the petitioner, and by Mr. J. Gilmer Korner, Jr., for the respondent.

The United States, Petitioner,
141 vs.
Factors & Finance Co.

On consideration of the motion by counsel for the respondent for leave to file supplemental brief in this cause;

It is ordered by this Court that the said motion be, and the same is hereby, granted, with leave to file said brief within two days and with leave to petitioner to reply thereto on or before Tuesday next.

Per Mr. Chief Justice Hughes.

The United States of America, Petitioner,
234 vs.
Henry Prentiss & Company, Inc.

The argument of this case was commenced by Mr. Assistant Attorney General Rugg for the petitioner, and continued by Mr. Joseph F. Murray for the respondent.

Proclamation being made the Court is adjourned until to-morrow at 12 o'clock.

Pursuant to adjournment the Court met at the Capitol.

PRESENT:

The Honorable Charles E. Hughes, Chief Justice,
Willis Van Devanter,
Louis D. Brandeis,
George Sutherland,
Pierce Butler, Associate Justices.
Harlan F. Stone,
Owen J. Roberts,
Benjamin N. Cardozo,
Frank K. Green, Esquire, Marshal,
Charles Elmore Cropley, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. Frederic D. McKenney, It is ordered that Morton L. Fearey, Esquire, of New York City, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Albert L. Hopkins, It is ordered that Samuel M. Horne, Esquire, of Washington, District of Columbia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. J. Mark Trice, It is ordered that Solomon Goldkrand, Esquire, of Boston, State of Massachusetts, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

The United States of America,
Petitioner,
234 vs.
Henry Prentiss & Company, Inc.

The argument of this case was continued by Mr. Joseph F. Murray for the respondent and concluded by Mr. Assistant Attorney General Rugg for the petitioner.

The United States of America,
Petitioner,
234 vs.
Henry Prentiss & Company, Inc.

On consideration of the motion by counsel for the petitioner for leave to file supplemental brief in this cause;

It is ordered by this Court that the said motion be, and the same is hereby, granted, with leave to file said brief within five days from this date.

Per Mr. Chief Justice Hughes.

The United States,
Petitioner,
308 vs.
Memphis Cotton Oil Company.

This case was argued by Mr. Assistant Attorney General Rugg for the petitioner, and by Mr. Walter E. Barton for the respondent.

John J. Higgins, son of California,
Petitioner,
166 vs.
The United States.

This case was argued by Mr. Cletus Keating for the petitioner, and by Mr. Solicitor General Thacher for the respondent.

Sam Hawks, et al., etc.,
Petitioners,
147 vs.
Charles H. Hamill, et al.

The argument of this case was commenced by Mr. W. C. Lewis for the petitioners; continued by Mr. Charles B. Cochran for the respondent; and concluded by Mr. Furman Wilson for the petitioners.

Proclamation being made, the Court

Pursuant to adjournment the Court met at the Capitol.

PRESENT:

The Honorable Charles E. Hughes, Chief Justice,
Willis Van Devanter,
James C. McReynolds,
Louis D. Brandeis,
George Sutherland,
Pierce Butler,
Harlan F. Stone,
Owen J. Roberts,
Benjamin N. Cardozo, Associate Justices.
Frank K. Green, Esquire, Marshal,
Charles Elmore Cropley, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. Monte Appel, It is ordered that Frank E. Tyler, Esquire, of Kansas City, State of Missouri, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Lee I. Park, It is ordered that Onslow S. Dodd, Esquire, of Palo Alto, State of California, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Paul F. Myers, It is ordered that Frederic Summond, Esquire, of Milwaukee, State of Wisconsin, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Robert Alexis Green, It is ordered that Arthur Keith Black, Esquire, of Lake City, State of Florida, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Luther A. Johnson, It is ordered that Christopher S. Bradley, Esquire, of Groesbeck, State of Texas, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Elmer Thomas, It is ordered that Kelly Brown, Esquire, of Muskogee, State of Oklahoma, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Whitney North Seymour, It is ordered that Frank A. Ross, Esquire, of Madison, State of Wisconsin, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Whitney North Seymour, It is ordered that Clifford G. Mathys, Esquire, of Madison, State of Wisconsin, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Robert Alexis Green, It is ordered that Obie Crocker, Esquire, of Trenton, State of Florida, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Hatton W. Sumners, It is ordered that Wm. T. Andress, Jr., Esquire, of Dallas, State of Texas, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

General Electric Company and
Carboloy Company, Inc.,
Petitioners, On writ of certiorari to the United
57 vs. States Circuit Court of Appeals for
The Marvel Rare Metals Company, The the Sixth Circuit.
Ohio Instrument Manufacturing
Company, Charles L. Gebauer, et al.

This cause came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Sixth Circuit, and was argued by counsel.

On consideration whereof, It is now here ordered, adjudged, and decreed by this Court that the decree of the said United States Circuit Court of Appeals, in this cause, be, and the same is hereby, affirmed with costs; and that this cause be, and the same is hereby, remanded to the District Court of the United States for the Northern District of Ohio.

Per Mr. Justice Butler.

Earle & Stoddart, Inc., et al.,
Owners of Cargo on Steamship
"Galileo," Petitioners, On writ of certiorari to the United
20 vs. States Circuit Court of Appeals for
Ellerman's Wilson Line, Ltd., Owner the Second Circuit.
of Steamship "Galileo."

This cause came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Second Circuit, and was argued by counsel.

On consideration whereof, It is now here ordered, adjudged, and decreed by this Court that the decree of the said United States Circuit Court of Appeals, in this cause, be, and the same is hereby, affirmed with costs; and that this cause be, and the same is hereby, remanded to the District Court of the United States for the Southern District of New York.

Per Mr. Justice Brandeis.

Hubert Dalton and Florence W. Dalton,

Petitioners,

52 vs.

Frank C. Bowers, as Executor of the Last Will and Testament of Frank K. Bowers, etc.

On writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

This cause came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Second Circuit, and was argued by counsel.

On consideration whereof, It is now here ordered and adjudged by this Court that the judgment of the said United States Circuit Court of Appeals, in this cause, be, and the same is hereby, affirmed with costs; and that this cause be, and the same is hereby, remanded to the District Court of the United States for the Southern District of New York.

Per Mr. Justice McReynolds.

David Burnet, Commissioner of Internal Revenue,

Petitioner,

95 vs.

Commonwealth Improvement Company.

On writ of certiorari to the United States Circuit Court of Appeals for the Third Circuit.

This cause came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Third Circuit, and was argued by counsel.

On consideration whereof, It is now here ordered and adjudged by this Court that the judgment of the said United States Circuit Court of Appeals, in this cause, be, and the same is hereby, reversed; and that this cause be, and the same is hereby, remanded to the said Circuit Court of Appeals for further proceedings in conformity with the opinion of this Court.

Per Mr. Justice McReynolds.

David Burnet, Commissioner of Internal Revenue, Petitioner, vs. R. P. Clark. — On writ of certiorari to the Court of Appeals of the District of Columbia.

180

This cause came on to be heard on the transcript of the record from the Court of Appeals of the District of Columbia, and was argued by counsel.

On consideration whereof, It is now here ordered and adjudged by this Court that the judgment of the said Court of Appeals, in this cause be, and the same is hereby, reversed; and that this cause be, and the same is hereby, remanded to the said Court of Appeals for further proceedings in conformity with the opinion of this Court.

Per Mr. Justice McReynolds.

R. S. Sterling, Governor of the State of Texas; Jacob F. Wolters, Brigadier General, etc., et al., Appellants, vs. E. Constantin, et al. — Appeal from the District Court of the United States for the Eastern District of Texas.

11

This cause came on to be heard on the transcript of the record from the District Court of the United States for the Eastern District of Texas, and was argued by counsel.

On consideration whereof, It is ordered, adjudged, and decreed by this Court that this appeal be, and the same is hereby, dismissed.

Per Mr. Chief Justice Hughes.

R. S. Sterling, Governor of the
State of Texas, et al.,
Appellants,
vs.
453
E. Constantin, et al.

Appeal from the District Court of the United States for the Eastern District of Texas.

This cause came on to be heard on the transcript of the record from the District Court of the United States for the Eastern District of Texas, and was argued by counsel.

On consideration whereof, It is ordered, adjudged, and decreed by this Court that the decree of the said District Court in this cause be, and the same is hereby, affirmed with costs.

Per Mr. Chief Justice Hughes.

The Chief Justice announced the following orders of the Court:

The Railroad Commission of Texas and
C. V. Terrell, Pat M. Neff, et al.,
Appellants,
vs.
32
Alfred MacMillian, Individually;
Alfred MacMillan, Trustee, and
MacMillan Petroleum Corporation.

Appeal from the District Court of the United States for the Western District of Texas.

This cause came on to be heard on the transcript of the record from the District Court of the United States for the Western District of Texas, and was argued by counsel.

On consideration whereof, It is ordered, adjudged, and decreed by this Court that the decree of the said District Court in this cause be, and the same is hereby, reversed without costs; and that this cause be, and the same is hereby, remanded to the said District Court with directions to dismiss the bill of complaint.

Per Mr. Chief Justice Hughes.

Frank Haskell, F. M. Tibbets, H. Phelps, et al., Appellants, vs. The People of the State of California. 449

Appeal from the Superior Court of the County of Los Angeles, Appellate Department, State of California.

This cause came on to be heard on the transcript of the record from the Superior Court of the County of Los Angeles, Appellate Department, State of California, and was argued by counsel.

On consideration whereof, It is now here ordered and adjudged by this Court that this appeal be, and the same is hereby, dismissed for the want of jurisdiction.

Per Mr. Chief Justice Hughes.

Frank Haskell, F. M. Tibbets, H. Phelps, et al., Appellants, vs. The People of the State of California. 449

Appeal from the Superior Court of the County of Los Angeles, Appellate Department, State of California.

Treating the appeal papers herein from the Superior Court of the County of Los Angeles, Appellate Department, State of California, as an application for a writ of certiorari;

On consideration whereof, It is ordered by this Court that the said application for writ of certiorari be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

The Chief Justice said:

"The other orders of the Court appear upon the list certified by the Chief Justice and filed with the Clerk and will not be announced orally."

— Original.

Ex Parte: Adolph Rudy Moder, et al., Petitioners.

On consideration of the motion for leave to file a petition for writ of mandamus and/or prohibition in the above-entitled matter, and of the motion for leave to proceed in forma pauperis herein,

It is ordered by this Court that a rule issue requiring the respondents in the above-entitled matter to show cause on or before Monday, January 9th next why leave to file the petition for writ of mandamus and/or prohibition should not be granted.

And it is further ordered that the motion for leave to proceed in forma pauperis herein be, and the same is hereby, granted.

Per Mr. Chief Justice Hughes.

Appalachian Coals, Incorporated, et al., Appellants,
504 vs.
The United States of America.

On consideration of the motion to advance this cause, It is now here ordered by the Court that said motion be, and the same is hereby, granted, and the cause assigned for argument on Monday, January 9, next, after the case heretofore assigned for that day.

Per Mr. Chief Justice Hughes.

Public Service Commission of Wisconsin, et al., Appellants,
517 vs.
Wisconsin Telephone Company.

In this case probable jurisdiction is noted. Further consideration of the motion to affirm is postponed to the hearing of the case on the merits.

Per Mr. Chief Justice Hughes.

Indian Territory Illuminating Oil Company, Petitioner,
356 vs.
Board of Equalization of Tulsa County, Oklahoma.

Order allowing certiorari.

The petition herein for a writ of certiorari to the Supreme Court of the State of Oklahoma is granted. And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Indian Territory Illuminating Oil Company, Petitioner,
357 vs.
Board of County Commissioners of Payne County, Oklahoma.

Order allowing certiorari.

The petition herein for a writ of certiorari to the Supreme Court of the State of Oklahoma is granted. And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

Scranton Electric Company, Petitioner,
534 vs.
Commissioner of Internal Revenue.

Order allowing certiorari.

The petition herein for a writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit is granted. And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

Foreign Transport & Mercantile Corporation, Petitioner,
158 vs.
Moran Towing & Transportation Company.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Second Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

John Dillon,

Petitioner,

485 vs.

The United States of America.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Eighth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Eighth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

C. N. Devan,

Petitioner,

500 vs.

Gilson D. Light, as Sheriff of Lucas County, Ohio.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Sixth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Sixth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

John W. Koehrman,

Petitioner,

501 vs.

Gilson D. Light, as Sheriff of Lucas County, Ohio.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Sixth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Sixth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Robert A. Stranahan,

Petitioner,

502 vs.

Gilson D. Light, as Sheriff of Lucas County, Ohio.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Sixth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Sixth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Puritan Pharmaceutical Company and Beecher-Cale-Maxwell, Inc.,

Petitioners,

511 vs.

Benjamin Ansehl.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Eighth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Sixth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

The Chief Justice announced the following order of the Court:

ORDER.

The Court will take a recess from Monday, December 19, to Monday, January 9, 1933.

Per Mr. Chief Justice Hughes.

Pacific Coast Steel Company,
Petitioner,
518 vs.
John P. McLaughlin, United States Collector of Internal Revenue, etc.

On consideration of the motion of Mr. Thacher Solicitor General for leave to file brief for the respondent in this cause;
It is ordered by this Court that the said motion be, and the same is hereby, granted, with leave to file said brief by December 17 next.
Per Mr. Chief Justice Hughes.

The United States, Petitioner,
141. vs.
Factors & Finance Company;
The United States of America, Petitioner,
234 vs.
Henry Prentiss & Company, Inc.;
The United States, Petitioner,
308 vs.
Memphis Cotton Oil Company.

On motion made to the Court in that behalf, leave was granted to file brief of Percy W. Phillips, as amicus curiae, in these causes.

State of Wyoming, Complainant,
15, Original. vs.
State of Colorado.

The application for the appointment of Commissioners to take testimony herein, per stipulation of counsel, was presented.

The Nashville, Chattanooga & St. Louis Railway, Appellant,
176 vs.
Roy C. Wallace, Comptroller of the Treasury of the State of Tennessee, et al.

The death of L. D. Smith and the appointment of Roy H. Beeler, as Attorney General of the State of Tennessee, having been suggested,
It is on motion of counsel for the appellant ordered by this Court that Roy H. Beeler, present Attorney General of the State of Tennessee, be substituted as a party appellee in this cause in place of L. D. Smith.

The Nashville, Chattanooga & St. Louis Railway, Appellant, vs. Roy C. Wallace, Comptroller of the Treasury of the State of Tennessee, et al., etc.	This case was argued by Mr. Fitzgerald Hall for the appellant, and by Mr. W. F. Barry, Jr., and Mr. E. F. Hunt for the appellees.
176	
Pinellas Ice and Cold Storage Company, Petitioner, vs. Commissioner of Internal Revenue.	The argument of this case was commenced by Mr. Albert L. Hopkins for the petitioner, and continued by Mr. Whitney North Seymour for the respondent.
182	

Proclamation being made the Court is adjourned until to-morrow at 12 o'clock.

TUESDAY, DECEMBER 13, 1932

Pursuant to adjournment the Court met at the Capitol.

PRESENT:

The Honorable Charles E. Hughes, Chief Justice,
Willis Van Devanter,
James C. McReynolds,
Louis D. Brandeis,
Pierce Butler, Associate Justices.
Harlan F. Stone,
Owen J. Roberts,
Benjamin N. Cardozo,
Frank K. Green, Esquire, Marshal,
Charles Elmore Cropley, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. Daniel Thew Wright, It is ordered that R. Robinson Chance, Esquire, of Jersey City, State of New Jersey, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Henry E. Davis, It is ordered that W. C. Davis, Esquire, of Manning, State of South Carolina, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

Pinellas Ice and Cold Storage Company, Petitioner,
182 vs.
Commissioner of Internal Revenue.

The argument of this case was continued by Mr. Whitney North Seymour for the respondent, and concluded by Mr. Albert L. Hopkins for the petitioner.

The United States of America, Petitioner,
191 vs.
Clarence F. Arzner.

This case was argued by Mr. Paul D. Miller for the petitioner, and by Mr. Samuel H. Williams for the respondent.

Atlantic City Electric Company, Petitioner, 163 vs. Commissioner of Internal Revenue.	This case was argued by Mr. Graham Sumner for the petitioner, and by Mr. Assistant Attorney General Youngquist for the respondent.
Mrs. J. H. Probreslo, Appellant, 171 vs. Joseph M. Boyd Company, et al.	This case was argued by Mr. C. C. Mathys for the appellant, and by Mr. Frank Ross for the appellees.
Helen C. Johnson, et al., Appellants, 282 vs. Arthur Star.	This case was argued by Mr. William T. Andress, Jr., for the appellee, and the case was submitted by Mr. Spearman Webb for the appellants.
David Burnet, Commissioner of Internal Revenue, Petitioner, 192 vs. Aluminum Goods Manufacturing Company.	The argument of this case was commenced by Mr. Assistant Attorney General Youngquist for the petitioner.

Proclamation being made the Court is adjourned until to-morrow at 12 o'clock.

Pursuant to adjournment the Court met at the Capitol.

PRESENT:

The Honorable Charles E. Hughes, Chief Justice,
Willis Van Devanter,
James C. McReynolds,
Louis D. Brandeis,
Pierce Butler, Associate Justices.
Harlan F. Stone,
Owen J. Roberts,
Benjamin N. Cardozo,
Frank K. Green, Esquire, Marshal,
Charles Elmore Cropley, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. David A. Reed, It is ordered that Herman J. Goldberg, Esquire, of Wilkes-Barre, State of Pennsylvania, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. James E. Watson, It is ordered that Burrell Wright, Esquire, of Indianapolis, State of Indiana, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. George S. Parsons, It is ordered that Absalom W. Hoover, Esquire, of Kansas City, State of Missouri, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Tom Connally, It is ordered that John S. McCampbell, Esquire, of Corpus Christi, State of Texas, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Otis F. Glenn, It is ordered that Harold W. Lewis, Esquire, of Quincy, State of Illinois, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. John J. O'Connor, It is ordered that Benjamin Greenspan, Esquire, of New York City, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

David Burnet, Commissioner of Internal Revenue, Petitioner,
192 vs.
Aluminum Goods Manufacturing Company.

The argument of this case was continued by Mr. Assistant Attorney General Youngquist for the petitioner; by Mr. Frederic Sammond for the respondent, and concluded by Mr. Assistant Attorney General Youngquist for the petitioner.

Atlantic Coast Line Railroad Company and William Smith, Appellants,
194 vs.
Katherine H. Ford.

This case was argued by Mr. Henry E. Davis for the appellants, and by Mr. W. C. Davis for the appellee.

Third National Bank and Trust Company of Springfield, et al., Executors, Petitioners,
202 vs.
Thomas W. White, Collector of Internal Revenue.

The argument of this case was commenced by Mr. Harold P. Small for the petitioners. The Court declined to hear further argument.

E. C. Palmer, Petitioner,
215 vs.
Mrs. Agnes B. McCrawl Bender, Administratrix, etc.

The argument of this case was commenced by Mr. John H. Tucker, Jr., for the petitioner.

Proclamation being made the Court is adjourned until to-morrow at 12 o'clock.

[illegible]DAY, [illegible]ER 15, 1930

Pursuant to adjournment the Court met at the Capitol.

PRESENT:

The Honorable Charles E. Hughes, Chief Justice,
Willis Van Devanter,
James C. McReynolds,
Louis D. Brandeis,
Pierce Butler,
Harlan F. Stone,
Owen J. Roberts,
Benjamin N. Cardozo, Associate Justices.
Frank K. Green, Esquire, Marshal,
Charles Elmore Cropley, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. William L. Hill, It is ordered that Maxwell Baxter, Esquire, of Fort Lauderdale, State of Florida, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. John S. Sheppard, It is ordered that Joseph Glass, Esquire, of New York City, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. John S. Sheppard, It is ordered that Jerome Weinstein, Esquire, of New York City, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Francis H. Horan, It is ordered that Haskell Cohn, Esquire, of Boston, State of Massachusetts, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Hatton W. Sumners, It is ordered that Maury Hughes, Esquire, of Dallas, Texas, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. William L. Hill, It is ordered that Lincoln Mulley, Esquire, of DeLand, State of Florida, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Samuel A. Lyme, It is ordered that Lowell W. Bassett, Esquire, of Raleigh, State of North Carolina, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Francis H. Horan, It is ordered that Martin Witte, Esquire, of Boston, State of Massachusetts, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

E. C. Palmer, Petitioner,
215 vs.
Mrs. Agnes B. McCrawl Bender, Administratrix, etc.

The argument of this case was continued by Mr. Assistant Attorney General Youngquist for the respondent, and concluded by Mr. John H. Tucker, Jr., for the petitioner.

The Guaranty Trust Company of New York, as Executor, etc., Appellant,
217 vs.
William H. Blodgett, Tax Commissioner.

This case was argued by Mr. Gregory Hankin for the appellant, and by Mr. Farwell Knapp for the appellee.

National Surety Company, et al., Petitioners,
8 vs.
Valeria E. Coriell, et al.

This case was argued by Mr. Charles H. Tuttle for the petitioners, and by Mr. John S. Sheppard for the respondents.

Richard Reid Rogers,

Petitioner,

227 vs.

Guaranty Trust Company of New York,

et al.

The argument of this case was commenced by Mr. Richard Reid Rogers for the petitioner.

Pursuant to adjournment the Court met at the Capitol.

PRESENT:

The Honorable Charles E. Hughes, Chief Justice,
Willis Van Devanter,
James C. McReynolds,
Louis D. Brandeis,
Pierce Butler,
Harlan F. Stone,
Owen J. Roberts,
Benjamin N. Cardozo, Associate Justices.
Frank K. Green, Esquire, Marshal,
Charles Elmore Cropley, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. Daniel W. Knowlton, It is ordered that Albert Edgar Stephan, Esquire, of Washington, District of Columbia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Robert E. Quirk, It is ordered that Raymond R. Ryan, Esquire, of Albuquerque, State of New Mexico, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Joseph L. Hooper, It is ordered that John E. Nelson, Esquire, of Augusta, State of Maine, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Walter F. George, It is ordered that Thomas L. Bowden, Esquire, of Columbus, State of Georgia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. John W. Davis, It is ordered that Robert L. Hogg, Esquire, of Point Pleasant, State of West Virginia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

Richard Reid Rogers,
Petitioner,
227 vs.
Guaranty Trust Company of New York, et al.

The argument of this case was continued by Mr. Richard Reid Rogers for the petitioner, and concluded by Mr. John W. Davis for the respondents.

George A. Ohl & Company,
Petitioner,
228 vs.
The A. L. Smith Iron Works;
George A. Ohl & Company,
Petitioner,
229 vs.
The A. L. Smith Iron Works.

These cases were argued by Mr. Lee M. Friedman for the petitioner and by Mr. Martin Witte for the respondent.

The United States of America,
Appellant,
264 vs.
Chicago, North Shore and Milwaukee Railroad Company.

This case was argued by Mr. Assistant to the Attorney General O'Brian for the appellant and by Mr. Robert E. Quirk for the appellee.

Proclamation being made the Court is adjourned until Monday, December 19 next at 12 o'clock.

Pursuant to adjournment the Court met at the Capitol.

PRESENT:

The Honorable Charles E. Hughes, Chief Justice,
Willis Van Devanter,
Louis D. Brandeis,
George Sutherland,
Pierce Butler, Associate Justices.
Harlan F. Stone,
Owen J. Roberts,
Benjamin N. Cardozo,
Frank K. Green, Esquire, Marshal,
Charles Elmore Cropley, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. Fred L. Van Dolsen, It is ordered that A. Melrose Lamar, Esquire, of West Palm Beach, State of Florida, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. George E. Cleary, It is ordered that Royal Worth Vaughan, Esquire, of New York City, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Thaddeus H. Brown, It is ordered that Russell J. Burt, Esquire, of Canton, State of Ohio, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Roscoe C. Patterson, It is ordered that Raymond G. Barnett, Esquire, of Kansas City, State of Missouri, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. John W. Price, It is ordered that Cody Fowler, Esquire, of Tampa, State of Florida, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

C. V. Sorrells,

Petitioner,

vs.

The United States of America.

On writ of certiorari to the United States Circuit Court of Appeals for the Fourth Circuit.

177

This cause came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Fourth Circuit, and was argued by counsel.

On consideration whereof, It is now here ordered and adjudged by this Court that the judgment of the said United States Circuit Court of Appeals, in this cause, be, and the same is hereby, reversed; and that this cause be, and the same is hereby, remanded to the District Court of the United States for the Western District of North Carolina for further proceedings in conformity with the opinion of this Court.

Per Mr. Chief Justice Hughes.

Separate opinion by Mr. Justice Roberts in which Mr. Justice Brandeis and Mr. Justice Stone concur.

Mr. Justice McReynolds is of the opinion that the judgment below should be affirmed.

Johnson and Higgins of California,

Petitioner,

vs.

The United States.

On writ of certiorari to the Court of Claims.

166

This cause came on to be heard on the transcript of the record from the Court of Claims, and was argued by counsel.

On consideration whereof, It is now here ordered and adjudged by this Court that the judgment of the said Court of Claims in this cause, be, and the same is hereby, reversed; and that this cause be, and the same is hereby, remanded to the Court of Claims for further proceedings in conformity with the opinion of this Court.

The Chief Justice announced the following orders of the Court:

Third National Bank and Trust Company,
of Springfield, et al., Executors,

Petitioners, On writ of certiorari to the United

202 vs. States Circuit Court of Appeals for

Thomas W. White, Collector of the First Circuit.

Internal Revenue.

This cause came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the First Circuit, and was argued by counsel.

On consideration whereof, It is now here ordered and adjudged by this Court that the judgment of the said United States Circuit Court of Appeals, in this cause, be, and the same is hereby, affirmed with costs; and that this cause be, and the same is hereby, remanded to the District Court of the United States for the District of Massachusetts.

Per Mr. Chief Justice Hughes.

The Real Estate-Land Title & Trust
Company, as Trustee, Appellant, Appeal from the Supreme Court of the

530 vs. State of Ohio.

The City of Springfield, Ohio, The
Transit Improvement Company, et al.

This cause came on to be heard on the transcript of the record from the Supreme Court of the State of Ohio, and was argued by counsel.

On consideration whereof, It is now here ordered and adjudged by this Court that this appeal be, and the same is hereby, dismissed for the want of jurisdiction.

Per Mr. Chief Justice Hughes.

The Chief Justice said:

"The other orders of the Court appear upon the list certified by the Chief Justice and filed with the Clerk and will not be announced orally."

In re Harold Van Riper.

ORDER.

It having been shown to the Court that Harold Van Riper, of New York, New York, a member of the bar of this Court, has been convicted of a felony in the District Court of the United States for the Southern District of New York upon a plea of guilty; and this Court having issued its order, October 10, 1932, pursuant to Rule 2, paragraph 5 of the Rules of this Court, suspending the said Van Riper from practice before this Court and requiring him to show cause why he should not be disbarred from the practice of the law in this Court; and the Court having received and considered the response of the said Van Riper to the rule aforesaid,

It is ordered that the said Harold Van Riper be, and he is hereby, disbarred, and that his name be stricken from the roll of attorneys admitted to practice in this Court.

Per Mr. Chief Justice Hughes.

State of Wisconsin, et al., Complainants,

5, Original. vs.

State of Illinois and Sanitary District of Chicago, et al.

State of Michigan, et al., Complainants,

6, Original. vs.

State of Illinois and Sanitary District of Chicago, et al.

State of New York, et al., Complainants,

9, Original. vs.

State of Illinois and Sanitary District of Chicago, et al.

ORDER.

Upon consideration of the return of the defendants in the above entitled causes to the rule issued October 10, 1932 requiring them to show cause why they have not taken appropriate steps to effect compliance with the requirements of the decree of this Court in these causes dated April 21, 1930, (281 U. S. 696), and of the argument had thereon,

It is ordered that these causes be referred to Edward F. McClennen, Esquire, as a special master with directions and authority to make summary inquiry and to report to the Court, on or before April 1, 1933,

(1) as to the causes of the delay in obtaining approval of the construction of controlling works in the Chicago River and the steps which should now be taken to secure such approval and prompt construction;

(2) as to the causes of the delay in providing for the construction of the Southwest Side Treatment Works and the steps which should now be taken for such construction or, in case of a change in site, for the construction of an adequate substitute;

(3) as to the financial measures on the part of the Sanitary District or the State of Illinois which are reasonable and necessary in order to carry out the decree of this Court.

The special master shall have authority to proceed promptly and summarily in making said inquiry and (1) to employ competent stenographic and clerical assistants, (2) to fix the times and places of taking the evidence, and (3) to issue subpoenas to secure the attendance of witnesses, including those of his own selection, and to administer oaths. When the report of the special master is filed the clerk of the Court shall cause the same to be printed, and the Court, without the filing of exceptions, will appoint a day for hearing the parties thereon, as the Court may be advised.

The special master shall be allowed his actual expenses and a reasonable compensation for his services to be fixed hereafter by the Court. The allowances to him, the compensation paid to his stenographic and clerical assistants and the cost of printing his report shall be charged against and be borne by the parties in such proportions as the Court hereafter may direct.

If the appointment herein made of a special master is not accepted, or if the place becomes vacant during the recess of the Court, the Chief Justice shall have authority to make a new designation which shall have the same effect as if originally made by the Court herein.

Per Mr. Chief Justice Hughes.

The State of Wyoming, Complainant,
15, Original. vs.
The State of Colorado.

ORDER.

On consideration of the joint motion and stipulation of counsel for the respective parties in this cause for the appointment of Special Commissioners to take and return the testimony in this cause,

It is now here ordered by the Court that E. O. Whittington be, and he is hereby, appointed Special Commissioner to take and return the testimony in this cause offered on behalf of the complainant, and that J. Howard Carpenter be, and he is hereby, appointed Special Commissioner to take and return the testimony in this cause offered on behalf of the defendant, and that each shall have the power of a Master in Chancery, as provided in the Rules of this Court, but said Commissioners shall not make any findings of fact or state any conclusions of law.

It is further ordered that the taking of testimony on behalf of the complainant shall begin on April 3, 1933, at such place as counsel for complainant may designate, ten days' notice thereof to be given to counsel for defendant, and shall be concluded within forty days thereafter; and the taking of the testimony on behalf of the defendant shall commence on or before fifteen days after the conclusion of the testimony offered on behalf of complainant and shall be concluded within forty days thereafter; and the testimony in rebuttal shall be commenced on or before fifteen days after the conclusion of the testimony offered on behalf of the defendant, five days' notice of the place being given, and shall be concluded within fifteen days thereafter.

It is further ordered, in pursuance of said stipulation, that the said Commissioners shall receive as their sole compensation for all services

and for all testimony taken and transcribed, the sum of twenty cents per folio for the original transcript and the further sum of five cents per folio for each carbon copy thereof, together with actual and necessary travelling expenses incurred in the taking of the testimony.

Per Mr. Chief Justice Hughes.

Transit Commission and The State of New York, Appellants,
535 vs.
The United States of America, et al.

In this case probable jurisdiction is noted.

Per Mr. Chief Justice Hughes.

Harry C. Cotter and Cotter Butte Mines, Inc., Petitioners,
468 vs.
The United States of America.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Second Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Frederick A. Sansome,
Petitioner,
490 vs.
David Burnet, Commissioner of Internal Revenue.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Second Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

The State of Wyoming, on the relation of Merritt Oil Corporation, Petitioner,

497 vs.

The District Court of the Sixth Judicial District of the State of Wyoming in and For the County of Converse, et al.

On petition for writ of certiorari to the Supreme Court of the State of Wyoming.

On consideration of the petition for a writ of certiorari herein to the Supreme Court of the State of Wyoming, and of the argument of counsel thereupon had,

It is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Southern Pacific Company, Petitioner,

503 vs.

The United States of America.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Ninth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Ninth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Bernard W. Brink, Petitioner,

505 vs.

The United States of America.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Sixth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Sixth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Luke Lea and Luke Lea, Jr., Petitioners, vs. The State of North Carolina.

506

On petition for writ of certiorari to the Superior Court of Buncombe County, State of North Carolina.

On consideration of the petition for a writ of certiorari herein to the Superior Court of Buncombe County, State of North Carolina, and of the argument of counsel thereupon had,

It is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Luke Lea and Luke Lea, Jr., Petitioners, vs. The State of North Carolina.

507

On petition for writ of certiorari to the Supreme Court of the State of North Carolina.

On consideration of the petition for a writ of certiorari herein to the Supreme Court of the State of North Carolina, and of the argument of counsel thereupon had,

It is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

General Tube Company, Petitioner, vs. Steel & Tubes, Inc.

508

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Third Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Third Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

General Tube Company,
Petitioner,
509 vs.
Steel & Tubes, Inc.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Third Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Third Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Marquette Tool & Manufacturing Company and McCord Manufacturing Company, Inc.,
Petitioner,
510 vs.
The Hooven, Owens, Rentschler Company.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Sixth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Sixth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Boris Topas, Anakei Haftanovich, Mechail Topas, et al., etc.,
Petitioners,
512 vs.
National Shawmut Bank of Boston.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the First Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the First Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Lehigh and New England Railroad Company, Petitioner,
520 vs.
M. Burke Finnerty.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Third Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Third Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Thomas J. Howard and Steamtug "William G. Howard," by Thomas J. Howard, Claimant, Petitioners,
533 vs.
Randall & McAllister and Goodwin-Gallagher Sand & Gravel Corporation, et al.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Second Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

— Original.

Ex Parte: Adolph R. Moder, et al., Petitioners.

The motion for bail was submitted to the consideration of the Court by Mr. Jesse C. Duke for the petitioners.

The People of the State of New York, Petitioner,
374 vs.
Mark M. Maclay, et al.

The motion to advance this case was submitted to the consideration of the Court by Mr. Charles A. Schneider for the petitioner.

— Original.

Ex Parte: John L. Lamkin, et al., Petitioners.

The motion for leave to file petition for writ of mandamus herein was submitted to the consideration of the Court by Mr. William R. Watkins for the petitioners.

State of New Jersey, Complainant,
— Original. vs.
Commonwealth of Pennsylvania.

The return to the rule to show cause herein was presented.

Edmond L. Viles,
Petitioner,
549 vs.
The United States of America.

The motion for leave to proceed herein in forma pauperis was submitted to the consideration of the Court by Mr. Edmond L. Viles pro se.

Proclamation being made the Court is adjourned until Monday, January 9, 1933, at 12 o'clock.

Pursuant to adjournment the Court met at the Capitol.

PRESENT:

The Honorable Charles E. Hughes, Chief Justice,
Willis Van Devanter,
James C. McReynolds,
Louis D. Brandeis,
George Sutherland, Associate Justices.
Pierce Butler,
Harlan F. Stone,
Owen J. Roberts,
Benjamin N. Cardozo,
Frank K. Green, Esquire, Marshal,
Charles Elmore Cropley, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. David Wiener, It is ordered that Leonard Belford, Esquire, of New York City, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. F. Joseph O'Neill, It is ordered that Edward O'Toole, Esquire, of New York City, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Elias Goldstein, It is ordered that Robt. J. O'Neal, Esquire, of Shreveport, State of Louisiana, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Dent Minor, It is ordered that Edward T. Seay, Esquire, of Nashville, State of Tennessee, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Eugene Mills Meacham, It is ordered that Henry Clay Agnew, Esquire, of Seattle, State of Washington, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. William H. Ramsey, It is ordered that John V. Lovitt, Esquire, of Philadelphia, State of Pennsylvania, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Walter Schaffner, It is ordered that Wm. Martin, Esquire, of Seattle, State of Washington, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Whitney North Seymour, It is ordered that Charles David Ashley, Esquire, of Milwaukee, State of Wisconsin, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Elmer Thomas, It is ordered that George W. Fields, Esquire, of Oklahoma City, State of Oklahoma, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Thomas E. Knight, Jr., It is ordered that Frontis H. Moore, Esquire, of Montgomery, State of Alabama, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

Sam Hawks, J. F. McKeel, and Lew Wentz,
Constituting the State Highway
Commission of Oklahoma, et al.,
Petitioners,
147 vs.
Charles H. Hamill and Willoughby
G. Walling.

On writ of certiorari to the United States Circuit Court of Appeals for the Tenth Circuit.

This cause came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Tenth Circuit, and was argued by counsel.

On consideration whereof, It is ordered, adjudged, and decreed by this Court that the decree of the said United States Circuit Court of Appeals, in this cause, be, and the same is hereby, reversed with costs; and that the decree of the District Court of the United States for the Western District of Oklahoma, in this cause, be, and the same is hereby, affirmed.

And it is further ordered that this cause be, and the same is hereby, remanded to the said District Court for further proceedings in conformity with the opinion of this Court.

Per Mr. Justice Cardozo.

The United States,
Petitioner,
308 vs.
Memphis Cotton Oil Company.

On writ of certiorari to the Court of Claims.

This cause came on to be heard on the transcript of the record from the Court of Claims, and was argued by counsel.

On consideration whereof, It is now here ordered and adjudged by this Court that the judgment of the said Court of Claims in this cause, be, and the same is hereby, affirmed.

Per Mr. Justice Cardozo.

The United States of America, Petitioner, vs. Henry Prentiss & Company, Inc. 234

On writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

This cause came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Second Circuit, and was argued by counsel.

On consideration whereof, It is ordered and adjudged by this Court that the judgment of the said United States Circuit Court of Appeals, in this cause, be, and the same is hereby, reversed to the extent of the petitioner's objections thereto; and that this cause be, and the same is hereby, remanded to the District Court of the United States for the Southern District of New York for further proceedings in conformity with the opinion of this Court.

Per Mr. Justice Cardozo.

The United States, Petitioner, vs. Factors & Finance Company. 141

On writ of certiorari to the Court of Claims.

This cause came on to be heard on the transcript of the record from the Court of Claims, and was argued by counsel.

On consideration whereof, It is now here ordered and adjudged by this Court that the judgment of the said Court of Claims in this cause, be, and the same is hereby, affirmed.

Per Mr. Justice Cardozo.

The United States of America, Appellant, vs. Chicago North Shore and Milwaukee Railroad Company. 264

Appeal from the District Court of the United States for the Northern District of Illinois.

This cause came on to be heard on the transcript of the record from the District Court of the United States for the Northern District of Illinois, and was argued by counsel.

On consideration whereof, It is ordered, adjudged, and decreed by this Court that the decree of the said District Court in this cause be, and the same is hereby, affirmed.

Per Mr. Justice Roberts.

Interstate Commerce Commission, Public Utilities Commissioner of Oregon, etc., and Public Utilities Commmission of the State of Idaho, Appellants,
23 vs.
Oregon-Washington Railroad & Navigation Company, Southern Pacific Company, Great Northern Railway Company, et al.

Appeal from the District Court of the United States for the District of Oregon.

This cause came on to be heard on the transcript of the record from the District Court of the United States for the District of Oregon, and was argued by counsel.

On consideration whereof, It is ordered, adjudged, and decreed by this Court that the decree of the said District Court in this cause be, and the same is hereby, affirmed.

Per Mr. Justice Roberts.

Dissenting opinion by Mr. Justice Cardozo in which Mr. Justice Brandeis and Mr. Justice Stone join.

Aetna Life Insurance Company, etc., et al., Petitioners,
137 vs.
Samuel D. Moses.
On writ of certiorari to the Court of Appeals of the District of Columbia.

This cause came on to be heard on the transcript of the record from the Court of Appeals of the District of Columbia, and was argued by counsel.

On consideration whereof, It is now here ordered and adjudged by this Court that the judgment of the said Court of Appeals, in this cause be, and the same is hereby, reversed with costs; and that this cause be, and the same is hereby, remanded to the said Court of Appeals for further proceedings in conformity with the opinion of this Court.

Per Mr. Justice Stone.

David Burnet, Commissioner of Internal Revenue,

Petitioner,

192 vs.

Aluminum Goods Manufacturing Company.

On writ of certiorari to the United States Circuit Court of Appeals for the Seventh Circuit.

This cause came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Seventh Circuit, and was argued by counsel.

On consideration whereof, It is ordered and adjudged by this Court that the judgment of the said United States Circuit Court of Appeals, in this cause, be, and the same is hereby, affirmed; and that this cause be, and the same is hereby, remanded to the said Circuit Court of Appeals.

Per Mr. Justice Stone.

E. C. Palmer,

Petitioner,

215 vs.

Mrs. Agnes B. McGrawl Bender, Administratrix of the Estate of Jacob O. Bender, Late Collector of Internal Revenue for the District of Louisiana.

On writ of certiorari to the United States Circuit Court of Appeals for the Fifth Circuit.

This cause came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Fifth Circuit, and was argued by counsel.

On consideration whereof, It is ordered and adjudged by this Court that the judgment of the said United States Circuit Court of Appeals, in this cause, be, and the same is hereby, reversed with costs; and that this cause be, and the same is hereby, remanded to the District Court of the United States for the Western District of Louisiana for further proceedings in conformity with the opinion of this Court.

Per Mr. Justice Stone.

American Surety Company of New York, Petitioner, vs. Teresa Marotta. 131

On writ of certiorari to the United States Circuit Court of Appeals for the First Circuit.

This cause came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the First Circuit, and was argued by counsel.

On consideration whereof, It is ordered, adjudged, and decreed by this Court that the decree of the said United States Circuit Court of Appeals, in this cause, be, and the same is hereby, reversed with costs; and that this cause be, and the same is hereby, remanded to the said Circuit Court of Appeals for further consideration and proceedings in conformity with the opinion of this Court.

Per Mr. Justice Butler.

Mrs. J. H. Pobreslo, Appellant, vs. Joseph M. Boyd Company, Clarence E. Karn, L. D. Atkinson, et al. 171

Appeal from the Supreme Court of the State of Wisconsin.

This cause came on to be heard on the transcript of the record from the Supreme Court of the State of Wisconsin, and was argued by counsel.

On consideration whereof, It is now here ordered and adjudged by this Court that the judgment of the said Supreme Court, in this cause, be, and the same is hereby, affirmed with costs.

Per Mr. Justice Butler.

Helen C. Johnson, Herbert F. Johnson, Jr., Henrietta J. Louis, et al., etc., Appellants, vs. Arthur Star. 282

Appeal from the Supreme Court of the State of Texas.

This cause came on to be heard on the transcript of the record from the Supreme Court of the State of Texas, and was argued by counsel.

On consideration whereof, It is now here ordered and adjudged by this Court that the judgment of the said Supreme Court, in this cause, be, and the same is hereby, affirmed with costs.

Per Mr. Justice Butler.

Wabash Valley Electric Company, Appellant, vs. Ralph M. Young, John W. McArdle, Howell Ellis, et al., etc. 128

Appeal from the District Court of the United States for the Southern District of Indiana.

This cause came on to be heard on the transcript of the record from the District Court of the United States for the Southern District of Indiana, and was argued by counsel.

On consideration whereof, It is ordered, adjudged, and decreed by this Court that the decree of the said District Court in this cause be, and the same is hereby, affirmed with costs.

Per Mr. Justice Sutherland.

Atlantic Coast Line Railroad Company
and William Smith, Appellants,
194 vs.
Katherine H. Ford.

Appeal from the Supreme Court of the State of South Carolina.

This cause came on to be heard on the transcript of the record from the Supreme Court of the State of South Carolina, and was argued by counsel.

On consideration whereof, It is now here ordered and adjudged by this Court that the judgment of the said Supreme Court, in this cause, be, and the same is hereby, affirmed with costs.

Per Mr. Justice Sutherland.

The Guaranty Trust Company of New York,
as Executor of the Last Will and
Testament of Harriet D. Sewell,
Deceased, Appellant,
217 vs.
William H. Blodgett, Tax
Commissioner.

Appeal from the Superior Court of Fairfield County, State of Connecticut.

This cause came on to be heard on the transcript of the record from the Superior Court of Fairfield County, State of Connecticut, and was argued by counsel.

On consideration whereof, It is now here ordered and adjudged by this Court that the judgment of the said Superior Court, in this cause, be, and the same is hereby, affirmed with costs.

Per Mr. Justice Sutherland.

Fairmount Glass Works,

Petitioner, On writ of certiorari to the United

314 vs. States Circuit Court of Appeals for

Cub Fork Coal Company and Paragon the Seventh Circuit.

Colliery Company.

This cause came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Seventh Circuit, and was argued by counsel.

On consideration whereof, It is ordered and adjudged by this Court that the judgment of the said Circuit Court of Appeals, in this cause, be, and the same is hereby, reversed with costs, and that the judgment of the District Court of the United States for the Southern District of Indiana, in this cause, be, and the same is hereby, affirmed.

And it is further ordered that this cause be, and the same is hereby, remanded to the said District Court for further proceedings in conformity with the opinion of this Court.

Per Mr. Justice Brandeis.

Dissenting opinion by Mr. Justice Stone and Mr. Justice Cardozo.

Pinellas Ice and Cold Storage Company, On writ of certiorari to the United

Petitioner, States Circuit Court of Appeals for

182 vs. the Fifth Circuit.

Commissioner of Internal Revenue.

This cause came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Fifth Circuit, and was argued by counsel.

On consideration whereof, It is ordered and adjudged by this Court that the judgment of the said United States Circuit Court of Appeals, in this cause, be, and the same is hereby, affirmed; and that this cause be, and the same is hereby, remanded to the said Circuit Court of Appeals.

Per Mr. Justice McReynolds.

The United States of America, Petitioner, vs. Clarence P. Arzner. 191

On writ of certiorari to the United States Circuit Court of Appeals for the Ninth Circuit.

This cause came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Ninth Circuit, and was argued by counsel.

On consideration whereof, It is ordered and adjudged by this Court that the judgment of the said United States Circuit Court of Appeals, in this cause, be, and the same is hereby, affirmed; and that this cause be, and the same is hereby, remanded to the District Court of the United States for the Western District of Washington.

Per Mr. Justice McReynolds.

The Chief Justice announced the following order of the Court:

Martin A. Leach, Appellant, vs. The People of the State of California. 441

Appeal from the Supreme Court of the State of California.

This cause came on to be heard on the transcript of the record from the Supreme Court of the State of California, and was argued by counsel.

On consideration whereof, It is now here ordered and adjudged by this Court that this appeal be, and the same is hereby, dismissed for the want of jurisdiction.

Per Mr. Chief Justice Hughes.

The Chief Justice said:

"The other orders of the Court appear upon the list certified by the Chief Justice and filed with the Clerk and will not be announced orally."

The State of New Jersey, Complainant,
— Original. vs.
The Commonwealth of Pennsylvania.

On consideration of the return to the rule to show cause,

It is ordered by this Court that the motion for leave to file the bill of complaint herein be, and the same hereby is, denied.

Per Mr. Chief Justice Hughes.

— Original.

Ex Parte: John L. Lamkin, et al., Petitioners.

On consideration of the motion for leave to file a petition for writ of mandamus herein,

It is ordered by this Court that the said motion be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Annie Reikes, Petitioner,
563 vs.
William Lowenstein, as Trustee in Bankruptcy of Meyer Reikes, Bankrupt.

On consideration of the motion for leave to proceed in forma pauperis in this cause,

It is ordered by this Court that the said motion be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Annie Reikes, Petitioner,
563 vs.
William Lowenstein, as Trustee in Bankruptcy of Meyer Reikes, Bankrupt.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Second Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

The People of the State of New York,
Petitioner,
374 vs.
Mark M. Maclay and Charles E. McWilliams, Receivers, etc., et al.

On consideration of the motion to advance this case,
It is ordered by this Court that the said motion be, and the same is hereby, denied.
Per Mr. Chief Justice Hughes.

The Moffat Tunnel League, et al.,
Appellants,
499 vs.
The United States of America, et al.

In this case probable jurisdiction is noted.
Per Mr. Chief Justice Hughes.

The United States of America,
Appellant,
567 vs.
Santos Flores.

In this case probable jurisdiction is noted, and the case is advanced and assigned for argument on February 6th next.
Per Mr. Chief Justice Hughes.

Pacific Coast Steel Company,
Petitioner,
518 vs.
John P. McLaughlin, United States Collector of Internal Revenue for the First Collection District of California.

Order allowing certiorari.
The petition herein for a writ of certiorari to the United States Circuit Court of Appeals for the Ninth Circuit is granted, limited to the question of the effect of Section 278 (c) of the Revenue Act of 1924.
And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.
Per Mr. Chief Justice Hughes.

Genevieve A. Clark,
Petitioner,
531 vs.
The United States of America.

Order allowing certiorari.

The petition herein for a writ of certiorari to the United States Circuit Court of Appeals for the Eighth Circuit is granted, and the case is advanced and assigned for argument on Monday, February 6th next, after the case heretofore assigned for that day.

And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

Central Transfer Company,
Petitioner,
523 vs.
Terminal Railroad Association of St. Louis, et al.

Order allowing certiorari.

The petition herein for a writ of certiorari to the United States Circuit Court of Appeals for the Eighth Circuit is granted. And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

The Baltimore and Ohio Railroad Company and Western Maryland Railway Company,
Petitioners,
526 vs.
A. Spates Brady.

Order allowing certiorari.

The petition herein for a writ of certiorari to the United States Circuit Court of Appeals for the Fourth Circuit is granted. And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

Arthur C. Harvey Company,
Petitioner,
537 vs.
John F. Malley and/or Malcolm E. Nichols, Former Collectors.

Order allowing certiorari.

The petition herein for a writ of certiorari to the United States Circuit Court of Appeals for the First Circuit is granted. And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

Board of Trustees of the University of Illinois,
Petitioner,
538 vs.
The United States of America.

Order allowing certiorari.

The petition herein for a writ of certiorari to the United States Court of Customs and Patent Appeals is granted. And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

Agnes V. Birmingham,
Petitioner,
521 vs.
Frank P. Graves, as State Commissioner of Education.

On petition for writ of certiorari to the Supreme Court of the State of New York.

On consideration of the petition for a writ of certiorari herein to the Supreme Court of the State of New York, and of the argument of counsel thereupon had,

It is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Mr. Justice Cardozo took no part in the consideration and decision of this application.

Agnes V. Birmingham,
Petitioner,
522 vs.
Frank P. Graves, as State Commissioner of Education.

On petition for writ of certiorari to the Court of Appeals of the State of New York.

On consideration of the petition for a writ of certiorari herein to the Court of Appeals of the State of New York, and of the argument of counsel thereupon had,

It is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Mr. Justice Cardozo took no part in the consideration and decision of this application.

Manistique & Lake Superior Railroad Company,
Petitioner,
524 vs.
Elizabeth Musgrove, Administratrix of the Estate of Thomas Musgrove, Deceased.

On petition for writ of certiorari to the Supreme Court of the State of Michigan.

On consideration of the petition for a writ of certiorari herein to the Supreme Court of the State of Michigan, and of the argument of counsel thereupon had,

It is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Wellington Britton,
Petitioner,
525 vs.
The United States of America.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Seventh Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Seventh Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Charles Broadway Rouse, Inc. and
International Shoe Company,
Petitioners,
527 vs.
The First National Bank of
Columbus, Ga., et al.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Fifth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Fifth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

William A. Jamison, et al., Doing
Business under the Firm Name and Style
of Arbuckle Bros.,
Petitioners,
528 vs.
The United States of America, as
Owner of the S. S. "Lake Galera."

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Second Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

William A. Jamison, et al., Doing
Business under the Firm Name and
Style of Arbuckle Bros.,
Petitioners,
529 vs.
The United States of America, as
Owner of the S. S. "Lake Pachuta."

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Second Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

E. Ennalls Berl and Paul L. Hart,
Receivers Lewis Oil Corporation,
Petitioners,
532 vs.
Mrs. M. J. Crutcher, et al.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Fifth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Fifth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Binkley Coal Company,
Petitioner,
536 vs.
James R. Henderson, as Trustee in Bankruptcy of Francisco Coal, Inc., et al.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Seventh Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Seventh Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Chesapeake & Ohio Railway Company,
Petitioner,
540 vs.
Allican Howard, Administratrix of the Estate of E. C. Howard, Deceased.

On petition for writ of certiorari to the Court of Appeals of the State of Kentucky.

On consideration of the petition for a writ of certiorari herein to the Court of Appeals of the State of Kentucky, and of the argument of counsel thereupon had,

It is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Frank P. Doolittle, Executor of the Estate of George A. Hoagland, Deceased, Petitioner,
542 vs.
A. B. Allen, Collector of Internal Revenue for the District of Nebraska.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Eighth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Eighth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

John F. Walsh, Petitioner,
543 vs.
The United States of America.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Seventh Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Seventh Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

William D'Agostin, Petitioner,
544 vs.
The United States of America.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Seventh Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Seventh Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Louis Dodaro,

Petitioner,

545 vs.

The United States of America.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Seventh Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Seventh Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Sam Capriola,

Petitioner,

546 vs.

The United States of America.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Seventh Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Seventh Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

— Original.

Ex Parte: Adolph H. Moder, et al., Petitioners.

On consideration of the motion for leave to withdraw the motion for leave to file a petition for writ of mandamus and/or prohibition herein,

It is ordered by this Court that the said motion be, and the same is hereby, granted.

Per Mr. Chief Justice Hughes.

— Original.

Ex Parte: Adolph R. Moder, et al., Petitioners.

The motion for leave to file petition for writ of habeas corpus was submitted to the consideration of the Court by Mr. Jesse C. Duke for the petitioners.

The State of Wisconsin, Complainant,
20 Original. vs.
The State of Michigan.

The answer of the defendant was presented to the consideration of the Court.

Joseph F. Miller, Petitioner,
138 vs.
A. C. Aderhold, Warden, United States Penitentiary, Atlanta, Georgia.

This case was argued by Mr. Dean G. Acheson for the petitioner, and by Mr. Paul D. Miller for the respondent.

Appalachian Coals, Incorporated, et al. Appellants,
504 vs.
The United States of America.

Four hours were allowed for the oral argument of this case. The argument was commenced by Mr. William J. Donovan for the appellants.

Proclamation being made the Court is adjourned until to-morrow at 12 o'clock.

MONDAY, JANUARY 10, 1933 -

Pursuant to adjournment the Court met at the Capitol.

PRESENT:

The Honorable Charles E. Hughes, Chief Justice,
James C. McReynolds,
Louis D. Brandeis,
George Sutherland,
Pierce Butler,
Harlan F. Stone,
Owen J. Roberts,
Benjamin N. Cardozo, Associate Justices.
Frank K. Green, Esquire, Marshal,
Charles Elmore Cropley, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. George J. Feldman, It is ordered that Laurence A. Kahn, Esquire, of New York City, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. William B. White, It is ordered that John Shields Coleman, Esquire, of Birmingham, State of Alabama, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. John C. Donnally, It is ordered that J. Raymond Burse, Esquire, of Chicago, State of Illinois, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Joseph L. Hooper, It is ordered that Donald B. Partridge, Esquire, of Norway, State of Maine, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

Walter H. Gant, et al.,
Appellants,
547 vs.
The City of Oklahoma City, et al.

On consideration of the motion in behalf of counsel for the appellants for leave to file out of time the statement as to jurisdiction in this cause,

It is ordered by this Court that the said motion be, and the same is hereby, granted.

Per Mr. Chief Justice Hughes.

Appalachian Coals, Inc., et al.,
Appellants,
504 vs.
The United States of America.

The argument of this case was continued by Mr. William J. Donovan for the appellants, by Mr. John Lord O'Brian for the appellees, and concluded by Mr. E. L. Greever for the appellants.

Appalachian Coals, Inc., et al.,
Appellants,
504 vs.
The United States of America.

On consideration of the motion for leave to file supplemental brief of the appellants,

It is ordered by this Court that the said motion be, and the same is hereby, granted; said brief to be filed within three days.

Per Mr. Chief Justice Hughes.

Norwegian Nitrogen Products Company,
Petitioner,
272 vs.
The United States.

The argument of this case was commenced by Mr. Marion DeVries for the petitioner.

Proclamation being made the Court is adjourned until tomorrow at 12 o'clock.

WEDNESDAY, JANUARY 11, 1933

Pursuant to adjournment the Court met at the Capitol.

PRESENT:

The Honorable Charles E. Hughes, Chief Justice,
Willis Van Devanter,
James C. McReynolds,
Louis D. Brandeis,
George Sutherland, Associate Justices.
Pierce Butler,
Harlan F. Stone,
Owen J. Roberts,
Benjamin N. Cardozo,
Frank K. Green, Esquire, Marshal,
Charles Elmore Cropley, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. Charles B. McInnis, It is ordered that Thos. G. Deering, Esquire, of Chicago, State of Illinois, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

Norwegian Nitrogen Products Company, Petitioner,
272 vs.
The United States.

The argument of this case was continued by Mr. Solicitor General Thacher for the respondent, and concluded by Mr. Marion DeVries for the petitioner.

Fort Smith Suburban Railway Company, et al., Petitioners,
278 vs.
The Kansas City Southern Railway Company.

This case was argued by Mr. Thomas B. Pryor for the petitioners, and by Mr. Frank H. Moore for the respondent.

David Burnet, Commissioner of Internal Revenue, Petitioner,
283 vs.
Murry Guggenheim.

This case was argued by Mr. Assistant Attorney General Youngquist for the petitioner, and by Mr. Elihu Root, Jr.,

The New York Central Railroad Company, as Owner of the Carfloat "No. 37," Petitioner,

286 vs.

Tug "Talisman," The Long Island Railroad Company.

The argument of this case was commenced by Mr. Leonard J. Matteson for the petitioner, and continued by Mr. Chauncey I. Clark for the respondent.

Proclamation being made the Court is adjourned until tomorrow at 12 o'clock.

THURSDAY, JANUARY 12, 1933

Pursuant to adjournment the Court met at the Capitol.

PRESENT:

The Honorable Charles E. Hughes, Chief Justice,
Willis Van Devanter,
Louis D. Brandeis,
George Sutherland,
Pierce Butler, Associate Justices.
Harlan F. Stone,
Owen J. Roberts,
Benjamin N. Cardozo,
Frank K. Green, Esquire, Marshal,
Charles Elmore Cropley, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. Fred H. Dominick, It is ordered that David W. Robinson, Jr., Esquire, of Columbia, State of South Carolina, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

Bemis Bro. Bag Company, Petitioner,
515 vs.
The United States of America.

On consideration of the motion for leave to file supplemental brief of the petitioner,

It is ordered by this Court that the said motion be, and the same is hereby, granted; said brief to be filed by Tuesday next, with leave to respondent to file a reply thereto within two days thereafter.

Per Mr. Chief Justice Hughes.

The State of Wisconsin, et al., Complainants,
5 Original. vs.
The State of Illinois and Sanitary District of Chicago, et al.:
The State of Michigan, et al., Complainants,
8 Original. vs.
The State of Illinois and Sanitary District of Chicago, et al.;
The State of New York, et al., Complainants,
9 Original. vs.
The State of Illinois and Sanitary District of Chicago, et al.

The application of the States of Missouri, Kentucky, Tennessee, Louisiana, Mississippi, and Arkansas, intervening defendants, for modification of decree and for enlargement of pending reference to report in connection with such application submitted by Mr. Daniel M. Kirty for the intervening defendants, in support thereof, and by Mr. Ralph H. Case for the complainants, the States of Wisconsin, Minnesota, Ohio, and Michigan, in opposition thereto.

The New York Central Railroad Company, as Owner of the Carfloat "No. 37," Petitioner,
288 vs.
Tug "Talisman," The Long Island Railroad Company.

The argument of this case was continued by Mr. Chauncey I. Clark for the respondent, and concluded by Mr. Leonard J. Matteson for the petitioner.

First National Bank of Shreveport, Louisiana, et al., Appellants,
293 vs.
Louisiana Tax Commission, et al.

On consideration of the motion to dismiss the appeal herein, and of the argument of counsel thereupon had, It is ordered by this Court that the said motion be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

First National Bank of Shreveport, Louisiana, et al., Appellants,
293 vs.
Louisiana Tax Commission, et al.

This case was argued on the motion to dismiss by Mr. Howard B. Warren for the appellants, and by Mr. Elias Goldstein for the appellees.

First National Bank of Shreveport, Louisiana, et al., Appellants,
293 vs.
Louisiana Tax Commission, et al.

The argument of this case was commenced by Mr. Howard B. Warren for the appellants; continued by Mr. Elias Goldstein for the appellees; and concluded by Mr. Lewell C. Butler for the appellants.

Louis K. Liggett Company, et al. Appellants,
301 vs.
Ernest Amos, as Comptroller of the State of Florida, et al.

The expiration of the term of office of Ernest Amos, former Comptroller of the State of Florida; R. B. Council, former Tax Collector of Leon County; and R. F. Bowden, former Tax Collector of Duval County, having been suggested,

It is ordered by this Court, pursuant to motion and stipulation of counsel, that J. M. Lee, present Comptroller of the State of Florida; R. H. Mickler, present Tax Collector of Leon County; and R. M. Carswell, present Tax Collector of Duval County, be, and they are hereby, substituted as the parties appellees in this cause.

Per Mr. Chief Justice Hughes.

Louis K. Liggett Company, et al., Appellants,
301 vs.
J. M. Lee, Comptroller of the State of Florida, et al.

The argument of this case was commenced by Mr. Thomas B. Adams for the appellants.

Proclamation being made the Court is adjourned until

FRIDAY, JANUARY 13, 1933

Pursuant to adjournment the Court met at the Capitol.

PRESENT:

The Honorable Charles E. Hughes, Chief Justice,
James C. McReynolds,
Louis D. Brandeis,
George Sutherland,
Pierce Butler, Associate Justices.
Harlan F. Stone,
Owen J. Roberts,
Benjamin N. Cardozo,
Frank K. Green, Esquire, Marshal,
Charles Elmore Cropley, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. Robert Irving Dennison, It is ordered that George C. Buldt, Esquire, of Washington, District of Columbia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Otis F. Glenn, It is ordered that Alexander Koehn, Esquire, of Chicago, State of Illinois, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Warren McLaine, It is ordered that Ralph G. Pennoyer, Esquire, of Washington, District of Columbia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Max Rhoade, It is ordered that Edward Vogel, Esquire, of Brooklyn, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Charles B. Rugg, It is ordered that James I. Marsh, Esquire, of Pittsburgh, State of Pennsylvania, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Charles B. Rugg, It is ordered that James H. Dilley, Esquire, of Pittsburgh, State of Pennsylvania, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. John B. Brady, It is ordered that E. Ennalls Berl, Esquire, of Wilmington, State of Delaware, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Albert T. Gould, It is ordered that Alfred A. Lowell, Esquire, of Boston, State of Massachusetts, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Charles B. Rugg, It is ordered that Louis E. Graham, Esquire, of Pittsburgh, State of Pennsylvania, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

Louis K. Liggett Company, et al., Appellants,

301 vs.

J. M. Lee, as Comptroller of the State of Florida, et al.

The argument of this case was continued by Mr. Thomas B. Adams for the appellants, and concluded by Mr. H. E. Carter for the appellees.

The People of the State of New York, Petitioners, 304 vs. Irving Trust Company, as Trustee in Bankruptcy, etc.	This case was argued by Mr. Robert P. Beyer for the petitioners, and by Mr. S. John Block for the respondent.
Karl F. Voehl, Petitioner, 315 vs. Indemnity Insurance Company of North America.	This case was argued by Mr. Israel J. Mendelson for the petitioner, and by Mr. C. Bowdoin Craighill for the respondent.

The United States of America, Petitioner,
316 vs.
Dubilier Condenser Corporation;
The United States of America, Petitioner,
317 vs.
Dubilier Condenser Corporation;
The United States of America, Petitioner,
318 vs.
Dubilier Condenser Corporation.

The argument of these cases was commenced by Mr. Solicitor General Thacher for the petitioner.

Proclamation being made the Court is adjourned until Monday next at 12 o'clock.

MONDAY, JANUARY 16, 1933

Pursuant to adjournment the Court met at the Capitol.

PRESENT:

The Honorable Charles E. Hughes, Chief Justice,
Willis Van Devanter,
James C. McReynolds,
Louis D. Brandeis,
George Sutherland,
Pierce Butler,
Harlan F. Stone,
Owen J. Roberts,
Benjamin N. Cardozo, Associate Justices.
Frank K. Green, Esquire, Marshal,
Charles Elmore Cropley, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. George C. Baldt, It is ordered that Henry N. Rapaport, Esquire, of New York City, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. William L. Hill, It is ordered that Joseph W. Shands, Esquire, of Jacksonville, State of Florida, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Henry C. Hull, It is ordered that Daniel Willard, Jr., Esquire, of Baltimore, State of Maryland, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Edmund Blanchard Quiggle, It is ordered that Edward N. Perkins, Esquire, of New York City, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Harold E. Simpson, It is ordered that Abraham W. Feinberg, Esquire, of Ithaca, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Ernest F. Jenkins, It is ordered that Guy L. Horton, Esquire, of Stillwater, State of Oklahoma, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

Ray Lyman Wilbur, Secretary of the Interior, Petitioner, vs. The United States of America, ex rel. Chestatee Pyrites & Chemical Corporation. 335 — On writ of certiorari to the Court of Appeals of the District of Columbia.

This cause came on to be heard on the transcript of the record from the Court of Appeals of the District of Columbia, and was argued by counsel.

On consideration whereof, It is ordered and adjudged by this Court that the judgment of the said Court of Appeals, in this cause be, and the same is hereby, modified to require the Secretary of the Interior, in his final adjustment of the disputed items of respondent's claim under the War Minerals Relief Act, to determine whether any of the items were in fact losses suffered by the claimant and its stockholders by reason of producing or preparing to produce pyrites in compliance with any request or demand of any of the agencies referred to in said Act, and if so, to determine what allowance therefor shall be just and equitable, and to include such allowance, if any, in the final adjustment of the claim; and, as so modified, the judgment of the said Court of Appeals is affirmed.

And it is further ordered that the said Court of Appeals remand this cause to the Supreme Court of the District of Columbia with directions to that court to modify its judgment in conformity with this judgment.

Per Mr. Justice McReynolds.

The Chief Justice said:

"The orders of the Court appear upon the list certified by the Chief Justice and filed with the Clerk and will not be announced orally."

Fort Smith Suburban Railway Company
and Missouri Pacific Railroad Company, Petitioners,
278 vs.
The Kansas City Southern Railway Company.

On writ of certiorari to the Supreme Court of the State of Arkansas.

This cause came on to be heard on the transcript of the record from the Supreme Court of the State of Arkansas, and was argued by counsel.

On consideration whereof, It is now here ordered and adjudged by this Court that the writ of certiorari in this cause be, and the same is hereby, dismissed with costs.

Per Mr. Chief Justice Hughes.

People of the State of New York
ex rel. Herman Rothenberg, Petitioner,
602 vs.
Lewis E. Lawes, as Warden of Sing Sing Prison.

On consideration of the motion for leave to proceed in forma pauperis in this cause,

It is ordered by this Court that the said motion be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

People of the State of New York,
ex rel. Herman Rothenberg, Petitioner,
602 vs.
Lewis E. Lawes, as Warden of Sing Sing Prison.

On petition for writ of certiorari to the Supreme Court of the State of New York.

On consideration of the petition for a writ of certiorari herein to the Supreme Court of the State of New York, and of the argument of counsel thereupon had,

It is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

— Original.

Ex Parte: Adolph R. Moder, et al., Petitioners.

On consideration of the motion for leave to file a petition for writ of habeas corpus herein,

It is ordered by this Court that the said motion be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

— Original.

Ex Parte: Adolph R. Moder, et al., Petitioners.

On consideration of the motion for bail or other relief herein,

It is ordered by this Court that the said motion be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Adolph R. Moder, et al., Petitioners,

609 vs.

The United States of America.

On consideration of the motion for leave to proceed in forma pauperis in this cause,

It is ordered by this Court that the said motion be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Adolph R. Moder, et al., Petitioners,

609 vs.

The United States of America.

On petition for writ of certiorari to the Court of Appeals of the District of Columbia.

On consideration of the petition for a writ of certiorari herein to the Court of Appeals of the District of Columbia, and of the argument of counsel thereupon had,

It is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Adolph R. Moder, et al.,
Petitioners,
809 vs.
The United States of America.

On consideration of the suggestion of a diminution of the record in this cause and of the motion for writ of certiorari to correct the same,
It is ordered by this Court that the said motion be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Clarence Carvill,
Complainant,
— Original. vs.
The Commonwealth of Massachusetts.

On consideration of the motion for leave to file the bill of complaint herein,
It is ordered by this Court that the said motion be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

The State of Ohio, Plaintiff,
18, Original. vs.
The Chattanooga Boiler and Tank Company.

ORDER.

Rules are ordered to issue requiring the parties to show cause, on or before Monday, February 6th next, why this cause should not be dismissed for want of prosecution.

Per Mr. Chief Justice Hughes.

State of Wisconsin, et al., Complainants,
5, Original. vs.
State of Illinois and Sanitary District of Chicago, et al.;
State of Michigan, et al., Complainants,
8, Original. vs.
State of Illinois and Sanitary District of Chicago, et al.;
State of New York, et al., Complainants,
9, Original. vs.
State of Illinois and Sanitary District of Chicago, et al.

On consideration of the motion of the intervening defendants, the States of Missouri, Kentucky, Tennessee, Louisiana, Mississippi and Arkansas, to modify the decree of April 21, 1930, entered in these causes;

It is ordered by this Court that the said motion be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

The People of the State of New York, ex rel. New York and Albany Lighterage Company, Appellants,
582 vs.
Thomas M. Lynch, et al., etc.

Further consideration of the question of the jurisdiction of this Court in this case is postponed to the hearing of the case on the merits.

Per Mr. Chief Justice Hughes.

Harry J. Mortensen, as Commissioner of Insurance of the State of Wisconsin, Appellant,
589 vs.
Security Insurance Company.

In this case probable jurisdiction is noted. Further consideration of the motion to affirm is postponed to the hearing of the case on the merits.

Per Mr. Chief Justice Hughes.

David Burnet, Commissioner of Internal Revenue,

Petitioner,

541 vs.

A. T. Jergins Trust.

Order allowing certiorari.

The petition herein for a writ of certiorari to the United States Circuit Court of Appeals for the Ninth Circuit is granted. And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

Cortland Specialty Company, Mrs. H. R. Sargent, H. R. Sargent,

Petitioners,

482 vs.

Commissioner of Internal Revenue.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Second Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Wilman E. Adams,

Petitioner,

550 vs.

E. C. Hagerott, Administrator of the Estate of A. D. Caines, Deceased.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Eighth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Eighth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

State of Wisconsin, et al., Complainants,
5, Original. vs.
State of Illinois and Sanitary District of Chicago, et al.;
State of Michigan, et al., Complainants,
8, Original. vs.
State of Illinois and Sanitary District of Chicago, et al.;
State of New York, et al., Complainants,
9, Original. vs.
State of Illinois and Sanitary District of Chicago, et al.

On consideration of the motion of the intervening defendants, the states of Missouri, Kentucky, Tennessee, Louisiana, Mississippi and Arkansas, to modify the decree of April 21, 1930, entered in these causes;

It is ordered by this Court that the said motion be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

The People of the State of New York, ex rel. New York and Albany Lighterage Company, Appellants,
582 vs.
Thomas M. Lynch, et al., etc.

Further consideration of the question of the jurisdiction of this Court in this case is postponed to the hearing of the case on the merits.

Per Mr. Chief Justice Hughes.

Harry J. Mortensen, as Commissioner of Insurance of the State of Wisconsin, Appellant,
589 vs.
Security Insurance Company.

In this case probable jurisdiction is noted. Further consideration of the motion to affirm is postponed to the hearing of the case on the merits.

Per Mr. Chief Justice Hughes.

David Burnet, Commissioner of Internal Revenue,

Petitioner,

541 vs.

A. T. Jergins Trust.

Order allowing certiorari.

The petition herein for a writ of certiorari to the United States Circuit Court of Appeals for the Ninth Circuit is granted. And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

Cortland Specialty Company, Mrs. H. R. Sargent, H. R. Sargent,

Petitioners,

482 vs.

Commissioner of Internal Revenue.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Second Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Wilman E. Adams,

Petitioner,

550 vs.

E. C. Hagerott, Administrator of the Estate of A. D. Caines, Deceased.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Eighth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Eighth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Trinity Methodist Church, South, Petitioner, vs. Federal Radio Commission. 551

On petition for writ of certiorari to the Court of Appeals of the District of Columbia.

On consideration of the petition for a writ of certiorari herein to the Court of Appeals of the District of Columbia, and of the argument of counsel thereupon had,

It is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

The Chief Justice announced the following order:

ORDER.

The Court will take a recess from Monday, January 23rd, to Monday, February 6th next.

Per Mr. Chief Justice Hughes.

The United States of America, Petitioner, vs. Dubilier Condenser Corporation; 316

The United States of America, Petitioner, vs. Dubilier Condenser Corporation; 317

The United States of America, Petitioner, vs. Dubilier Condenser Corporation. 318

The argument of these cases was continued by Mr. John H. Hughes, Jr., for the respondent and concluded by Mr. Solicitor General Thacher for the petitioner.

The United States,

Petitioner,

319 vs.

Acme Operating Corporation, et al.

This case was argued by Mr. Assistant Attorney General Rugg for the petitioner, and by Mr. Addison C. Burnham for the respondents.

The Massachusetts Mutual Life Insurance Company,

Petitioner,

322 vs.

The United States.

The argument of this case was commenced by Mr. Guy Patten for the petitioner.

Proclamation being made the Court is adjourned until tomorrow at 12 o'clock

Pursuant to adjournment the Court met at the Capitol.

PRESENT:

The Honorable Charles E. Hughes, Chief Justice,
Willis Van Devanter,
James C. McReynolds,
Louis D. Brandeis,
Pierce Butler, Associate Justices.
Harlan F. Stone,
Owen J. Roberts,
Benjamin N. Cardozo,
Frank K. Green, Esquire, Marshal,
Charles Elmore Cropley, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. Amasa M. Holcombe, It is ordered that Edwin P. Samuels, Esquire, of Baltimore, State of Maryland, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Ward Loveless, It is ordered that Walter J. Carrico, Esquire, of Tulsa, State of Oklahoma, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

The Massachusetts Mutual Life Insurance Company, Petitioner,
322 vs.
The United States.

The argument of this case was continued by Mr. Guy Patten for the petitioner, and concluded by Mr. Whitney North Seymour for the respondent.

Peter L. McDonnell, Petitioner,
330 vs.
The United States;
Dominic A. Truda, Petitioner,
331 vs.
The United States.

These cases were argued by Mr. Robert Ash for the petitioners, and by Mr. Assistant Attorney General Rugg for the respondent.

Union Bank & Trust Company, Petitioner,
346 vs.
R. C. Phelps, Individually and as Tax Collector of Montgomery County, Alabama.

The argument of this case was commenced by Mr. William B. White for the petitioner; continued by Mr. Thomas E. Knight, Jr., and Mr. Frontis H. Moore for the respondent; and concluded by Mr. John S. Coleman for the petitioner.

Indian Territory Illuminating Oil Company, Petitioner,
356 vs.
Board of Equalization of Tulsa County, Oklahoma;
Indian Territory Illuminating Oil Company, Petitioner,
357 vs.
Board of County Commissioners of Payne County, Oklahoma.

The argument of these cases was commenced by Mr. John H. Miley for the petitioner, and continued by Mr. Hugh Webster for the respondent in No. 356.

Pursuant to adjournment the Court met at the Capitol.

PRESENT:

The Honorable Charles E. Hughes, Chief Justice,
Willis Van Devanter,
James C. McReynolds,
Louis D. Brandeis,
George Sutherland, Associate Justices.
Pierce Butler,
Harlan F. Stone,
Owen J. Roberts,
Benjamin N. Cardozo,
Frank K. Green, Esquire, Marshal,
Charles Elmore Cropley, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. Erwin N. Griswold, It is ordered that Elizabeth M. Sheridan, of Philadelphia, State of Pennsylvania, be admitted to practice as an Attorney and Counsellor of this Court, and she was sworn accordingly.

On motion first made to the Court in this behalf by Mr. George E. Strong, It is ordered that Solomon B. Pressburg, Esquire, of Alexandria, State of Louisiana, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Lindley H. Hadley, It is ordered that Stanley J. Padden, Esquire, of Seattle, State of Washington, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Charles L. McNary, It is ordered that Sidney J. Graham, Esquire, of Portland, State of Oregon, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

Trinity Methodist Church, South, Petitioner,
551 vs.
Federal Radio Commission.

On consideration of the motion of counsel for the petitioner to withhold the issuance of the order denying the petition for writ of certiorari in this cause,

It is ordered by this Court that the said motion be, and the same is hereby, granted.

Per Mr. Chief Justice Hughes.

Indian Territory Illuminating Oil Company, Petitioner,
356 vs.
Board of Equalization of Tulsa County, Oklahoma;
Indian Territory Illuminating Oil Company, Petitioner,
357 vs.
Board of County Commissioners of Payne County, Oklahoma.

The argument of these cases was continued by Mr. Hugh Webster for the respondent in No. 356, by Mr. Ernest F. Jenkins for the respondent in No. 357, and concluded by Mr. John H. Miley for the petitioner.

Mary Rocco, as Executrix of the Last Will and Testament of Joseph Rocco, deceased, Petitioner,
359 vs.
Lehigh Valley Railroad Company.

This case was argued by Mr. Abraham W. Feinberg for the petitioner, and by Mr. Harold E. Simpson for the respondent.

St. Louis Southwestern Railway Company, Petitioner,
364 vs.
Missouri Pacific Railroad Company.

This case was argued by Mr. Harold R. Small for the petitioner, and by Mr. Robert E. Wiley for the respondent.

The People of the State of New York, Petitioner,
374 vs.
Mark W. Maclay and Charles E. McWilliams, Receivers of McWilliams Bros., Inc., and United States of America.

The argument of this case was commenced by Mr. Charles A. Schneider for the petitioner.

THURSDAY, JANUARY 19, 1933

Pursuant to adjournment the Court met at the Capitol.

PRESENT:

The Honorable Charles E. Hughes, Chief Justice,
Willis Van Devanter,
James C. McReynolds,
Louis D. Brandeis,
George Sutherland,
Pierce Butler,
Harlan F. Stone,
Owen J. Roberts,
Benjamin N. Cardozo, Associate Justices.
Frank K. Green, Esquire, Marshal,
Charles Elmore Cropley, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. Wm. Marshall Bullitt, It is ordered that Leo T. Wolford, Esquire, of Louisville, State of Kentucky, be admitted to practice as an Attorney and Counseller of this Court, and he was sworn accordingly.

The People of the State of New York, Petitioner,
374 vs.
Mark M. Maclay and Charles E. McWilliams, Receivers of McWilliams Bros., Inc., and United States of America.

The argument of this case was continued by Mr. Charles A. Schneider for the petitioner and concluded by Mr. Solicitor General Thacher for the respondent, The United States.

Anglo-Chilean Nitrate Sales Corporation, Appellant,
377 vs.
The State of Alabama.

This case was argued by Mr. R. Worth Vaughan for the appellant, and by Mr. Thomas E. Knight, Jr., and Mr. Frontis W. Moore for the appellee.

The Pennsylvania Railroad Company,
Petitioner,
379 vs.
Margaret V. Chamberlain, as
Administratrix, etc.

This case was argued by Mr. Morton L. Fearey for the petitioner, and by Mr. Sol Gelb for the respondent.

Letcher Spicer, by Sam Spicer,
Guardian and Committee,
Petitioner,
386 vs.
J. Bryan Smith, Special Deputy
Banking Commissioner, etc.

The argument of this case was commenced by Mr. William Marshall Bullitt for the petitioner.

Proclamation being made the Court is adjourned until to-morrow

Pursuant to adjournment the Court met at the Capitol.

PRESENT:

The Honorable Charles E. Hughes, Chief Justice,
Willis Van Devanter,
James C. McReynolds,
Louis D. Brandeis,
George Sutherland,
Pierce Butler,
Harlan F. Stone,
Owen J. Roberts,
Benjamin N. Cardozo, Associate Justices.
Frank K. Green, Esquire, Marshal,
Charles Elmore Cropley, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. Eliot G. Lovett, It is ordered that Harry Robert Bockoff, Esquire, of Detroit, State of Michigan, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. John Lord O'Brian, It is ordered that William G. Davis, Esquire, of New York City, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Fred H. Dominich, It is ordered that Cyril Granville Wyche, Esquire, of Greenville, State of South Carolina, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. John Lord O'Brian, It is ordered that William W. Prager, Esquire, of New York City, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Karl C. Schuyler, It is ordered that Mrs. Bertha Vaessen Perry, of Denver, State of Colorado, be admitted to practice as an Attorney and Counsellor of this Court, and she was sworn accordingly.

On motion first made to the Court in this behalf by Mr. George J. Feldman, It is ordered that George B. Silton, Esquire, of Boston, State of Massachusetts, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. George J. Feldman, It is ordered that David H. Greenberg, Esquire, of Boston, State of Massachusetts, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Henry B. Mazard, It is ordered that Lloyd Willard Bryan, Esquire, of Pittsburgh, State of Pennsylvania, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. C. W. Ramseyer, It is ordered that Benjamin I. Salinger, Jr., Esquire, of Chicago, State of Illinois, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

Letcher Spicer, by Sam Spicer, Guardian and Committee,

Petitioner,

388 vs.

J. Bryan Smith, Special Deputy Banking Commissioner, etc.

The argument of this case was continued by Mr. Jesse I. Miller for the respondent, and concluded by Mr. Leo T. Wolford for the petitioner.

Letcher Spicer, by Sam Spicer, Guardian and Committee,
Petitioner,
388 vs.
J. Bryan Smith, Special Deputy Banking Commissioner, etc.

On consideration of the motion for leave to file a supplemental brief for the respondent in this cause, It is ordered by this Court that the said motion be, and the same is hereby, granted, said brief to be filed within three days.

Per Mr. Chief Justice Hughes.

Broad River Power Company, Appellant,
390 vs.
Walter G. Query, et al., etc.;
Lexington Water Power Company,
Appellant,
391 vs.
Walter G. Query, et al., etc.

These cases were argued by Mr. George M. LeFine for the appellants, and by Mr. J. Fraser Lyon for the appellee.

Federal Trade Commission,
Petitioner,
393 vs.
Royal Milling Company, et al.

This case was argued by Mr. John Lord O'Brian for the petitioner, and by Mr. Thomas H. Malone for the respondents.

C. A. Bradley, Doing Business as Wolverine Motor Freight Lines,
Appellant,
395 vs.
The Public Utilities Commission of Ohio.

The argument of this case was commenced by Mr. LaRue Brown for the appellant.

Proclamation being made the Court is adjourned until Monday next at 12 o'clock.

MONDAY, JANUARY 23, 1933

Pursuant to adjournment the Court met at the Capitol.

PRESENT:

The Honorable Charles E. Hughes, Chief Justice,
Willis Van Devanter,
James C. McReynolds,
Louis D. Brandeis,
George Sutherland,
Pierce Butler,
Harlan F. Stone,
Owen J. Roberts,
Benjamin N. Cardozo, Associate Justices.
Frank K. Green, Esquire, Marshal,
Charles Elmore Cropley, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. Rossa F. Downing, It is ordered that Joseph J. Malloy, Esquire, of Washington, District of Columbia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. George O. Compton, It is ordered that C. Severin Buschmann, Esquire, of Indianapolis, State of Indiana, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Norman D. Keller, It is ordered that Theodore D. Parsons, Esquire, of Red Bank, State of New Jersey, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Sam G. Bratton, It is ordered that James L. Briscoe, Esquire, of Tucumcari, State of New Mexico, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Tracy L. Jeffords, It is ordered that Ethelbert H. Frey, Esquire, of Washington, District of Columbia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Edward M. Reidy, It is ordered that J. K. Moore, Esquire, of Oklahoma City, State of Oklahoma, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

Richard Reid Rogers,

Petitioner,

227 vs.

Guaranty Trust Company of New York, Junius Parker, George W. Hill, et al.

On writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

This cause came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Second Circuit, and was argued by counsel.

On consideration whereof, It is ordered, adjudged, and decreed by this Court that the decree of the said Circuit Court of Appeals in this cause, be, and the same is hereby, reversed, costs to be taxed against the petitioner; and that the decree of the District Court of the United States for the Southern District of New York entered in this cause upon the mandate of the said Circuit Court of Appeals, be, and the same is hereby, vacated.

And it is further ordered that this cause be, and the same is hereby, remanded to the said District Court with directions to reinstate the earlier decree dismissing the bills of complaint without prejudice.

Per Mr. Justice Butler.

Mr. Justice Roberts took no part in the consideration or decision of this case.

Dissenting: Mr. Justice Brandeis, Mr. Justice Stone, and Mr. Justice Cardozo.

Frank Cook,

Petitioner,

vs.

The United States of America.

On writ of certiorari to the United States Circuit Court of Appeals for the First Circuit.

82

This cause came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the First Circuit, and was argued by counsel.

On consideration whereof, It is ordered, adjudged, and decreed by this Court that the decree of the said United States Circuit Court of Appeals, in this cause, be, and the same is hereby, reversed; and that this cause be, and the same is hereby, remanded to the District Court of the United States for the District of Rhode Island for further proceedings in conformity with the opinion of this Court.

Per Mr. Justice Brandeis.

Dissenting: Mr. Justice Sutherland and Mr. Justice Butler.

Mr. Justice Van Devanter took no part in the consideration or decision of this case.

The Chief Justice announced the following order of the Court.

Dr. Bloom Dentist, Inc.,

Appellant,

vs.

Michael J. Cruise, as City Clerk of the City of New York.

588

Appeal from the Supreme Court of the State of New York.

This cause came on to be heard on the transcript of the record from the Supreme Court of the State of New York, and was argued by counsel.

On consideration whereof, It is now here ordered and adjudged by this Court that this appeal be, and the same is hereby, dismissed for the want of jurisdiction.

Per Mr. Chief Justice Hughes.

The Chief Justice said:

"The other orders of the Court appear upon the list certified to by the Chief Justice and filed with the Clerk and will not be announced orally."

The State of Wisconsin,
Complainant,
30 Original. vs.
The State of Michigan.

ORDER.

The Clerk is directed to file the answer tendered by the defendant State, and the plaintiff State is given ten days within which to file a replication.

It is further ordered that Frederick F. Faville, of Des Moines, Iowa, be, and he is hereby, appointed master in this cause, with authority, upon the filing of the replication or a waiver thereof, to summon witnesses, issue subpoenas, and to take such evidence as may be introduced and such as he may deem it necessary to call for. The master is directed to make findings of fact and conclusions of law, and to submit the same to this Court with all convenient speed, together with his recommendations for a decree. The findings, conclusions and recommendations of the master shall be subject to consideration, revision or approval by the Court. The master shall be allowed his actual expenses and a reasonable compensation for his services to be fixed hereafter by the Court. The allowances to him, the compensation paid to his stenographic and clerical assistants, and the cost of printing his report shall be charged against and be borne by the parties in such proportions as the Court hereafter may direct. If the appointment herein made of a master is not accepted, or if the place becomes vacant during the recess of the Court, the Chief Justice shall have authority to make a new designation which shall have the same effect as if originally made by the Court herein.

Per Mr. Chief Justice Hughes.

The State of Nevada,
Complainant,
3 Original. vs.
The Crown Willamette Paper Company.

ORDER.

Rules are ordered to issue returnable on Monday, February 13th next requiring the parties to show cause why this cause should not be dismissed.

Per Mr. Chief Justice Hughes.

The State of Washington,

Complainant,

17, Original. vs.

The State of Oregon.

ORDER.

Rules are ordered to issue returnable on Monday, February 13th next requiring the parties to show cause why this cause should not be dismissed for want of prosecution.

Per Mr. Chief Justice Hughes.

In Re: Disbarment of William E. Baff.

ORDER.

A committee of the Bar of this Court, appointed in this matter by order of this Court entered February 15, 1932, having reported that William E. Baff, of Los Angeles, California, was disbarred from the practice of the law in the United States Patent Office by an order duly entered March 16, 1921, with the approval of the Secretary of the Interior, made after notice and hearing, and based upon findings of gross misconduct, and that the application of the said Baff for re-registration has been refused by the Commissioner of Patents and that such refusal had been sustained by the Chief Justice of the Supreme Court of the District of Columbia; and the said committee having recommended that the said William E. Baff be disbarred from the practice of the law in this Court unless he should show good and sufficient cause to the contrary; and this Court having issued a rule directing the said Baff to show cause why, upon the record of his disbarment in the United States Patent Office and of the denial of his application for re-registration, his name should not be stricken from the roll of attorneys admitted to practice before the Bar of this Court; and the Court, upon consideration of the return of the said Baff to the said rule, presented to this Court on December 5, 1932, being of the opinion that the said William E. Baff has failed to show good and sufficient cause as in that rule required; therefore, upon consideration of all the records and proceedings in this matter,

It is now here ordered that the said William E. Baff be, and he is hereby, disbarred from the practice of the law in this Court, and that his name be stricken from the roll of attorneys admitted to practice in this Court.

Per Mr. Chief Justice Hughes.

Walter H. Gant, et al., Appellants,
547 vs.
The City of Oklahoma City, et al.

Further consideration of the question of the jurisdiction of this Court in this case is postponed to the hearing of the case on the merits.

Per Mr. Chief Justice Hughes.

Consolidated Textile Corporation, Appellant,
587 vs.
John J. Gregory, Judge of the Circuit Court of Milwaukee County.

In this case probable jurisdiction is noted. Further consideration of the motion to affirm is postponed to the hearing of the case on the merits.

Per Mr. Chief Justice Hughes.

Bemis Bro. Bag Company, Petitioner,
515 vs.
The United States of America.

Order allowing certiorari.

The petition herein for a writ of certiorari to the United States Circuit Court of Appeals for the Eighth Circuit is granted. And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

City of Harrisonville, Missouri, Petitioner,
559 vs.
W. S. Dickey Clay Manufacturing Company.

Order allowing certiorari.

The petition herein for a writ of certiorari to the United States Circuit Court of Appeals for the Eighth Circuit is granted. And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

F. E. Buffum, as Trustee in Bankruptcy of Henry Joseph Barceloux, Bankrupt, Petitioner,

564 vs.

Peter Barceloux Company.

Order allowing certiorari.

The petition herein for a writ of certiorari to the United States Circuit Court of Appeals for the Ninth Circuit is granted. And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

Philip Hurn and Percy Morgan, Jr., Petitioners,

565 vs.

Fulton Oursler, Lowell Brentano, Albert Lewis and Sam H. Harris.

Order allowing certiorari.

The petition herein for a writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit is granted, and the case is assigned for argument immediately following No. 423, Levering & Garrigues Company, et al. vs. Paul J. Morgin, Individually and as President of International Association of Bridge, Structural and Ornamental Iron Workers, et al.

And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

Canadian Club Corporation, Petitioner,

568 vs.

Canada Dry Ginger Ale, Inc.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Third Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Third Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Mr. Justice Roberts took no part in the consideration or decision of this application.

Canadian Club Corporation,
Petitioner,
569 vs.
Canada Dry Ginger Ale, Inc.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Third Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Third Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Mr. Justice Roberts took no part in the consideration or decision of this application.

Frank Palermo,
Petitioner,
548 vs.
The United States of America.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Eighth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Eighth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Keystone Warehousing Company,
Petitioner,
558 vs.
The Public Service Commission of the Commonwealth of Pennsylvania, et al.

On petition for writ of certiorari to the Superior Court of the State of Pennsylvania.

On consideration of the petition for a writ of certiorari herein to the Superior Court of the State of Pennsylvania, and of the argument of counsel thereupon had,

It is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Mary Greer Conklin,
Petitioner,
560 vs.
Harvey R. Ling and The Review Ptg. Co.

On petition for writ of certiorari to the District Court of Appeal, 2nd Appellate District, State of California.

On consideration of the petition for a writ of certiorari herein to the District Court of Appeal, 2nd Appellate District, State of California, and of the argument of counsel thereupon had,

It is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

International Silver Company,
Petitioner,
561 vs.
United Chromium, Inc.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Second Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Robert S. O. Lawson,
Petitioner,
566 vs.
Whitlock Cordage Company.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Third Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Third Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Lillian Clawans, Trading under the name of Adding and Calculating Company, Petitioner, vs. Betty Way Carnduff. 570

On petition for writ of certiorari to the Court of Appeals of the District of Columbia.

On consideration of the petition for a writ of certiorari herein to the Court of Appeals of the District of Columbia, and of the argument of counsel thereupon had,

It is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

The New York, New Haven and Hartford Railroad Company, Petitioner, vs. Anna Murmann, Administratrix of the Goods, Chattels and Credits of George J. Murmann, Deceased. 573

On petition for writ of certiorari to the Supreme Court of the State of New York.

On consideration of the petition for a writ of certiorari herein to the Supreme Court of the State of New York, and of the argument of counsel thereupon had,

It is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Munson Steamship Line, Petitioner, vs. North of England Steamship Company, Ltd., as Owner, etc. 618

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Second Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Peter Jackson Porter, as Executrix, and Richard L. Davisson, as Surviving Executor, etc., Petitioners,
466 vs.
Commissioner of Internal Revenue.

On consideration of the motion for leave to file brief of Reginald Washburn, et al., as amici curiae and of the motion for leave to appear and present oral argument in this cause,

It is ordered by this Court that the motion for leave to file brief as amici curiae be, and the same is hereby, granted; and that the motion for leave to present oral argument be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

The State of Vermont, Complainant,
2, Original. vs.
The State of New Hampshire.

The report of the Special Master herein was submitted to the consideration of the Court by Mr. Edmund F. Trabue.

The Nashville, Chattanooga & St. Louis Railway, Appellant,
176 vs.
Roy G. Wallace, Comptroller of the Treasury of the State of Tennessee, et al., etc.

The resignation of George R. Dempster, as Commissioner of Finance and Taxation of the State of Tennessee, and the appointment and qualification of Dancey Fort as said Commissioner having been suggested,

It is, on motion of counsel for the appellant, ordered by this Court that the said Dancey Fort be, and he is hereby, substituted as a party appellee in this cause in place of George R. Dempster.

Per Mr. Chief Justice Hughes.

The State of Ohio,

Plaintiff,

18, Original. vs.

The Chattanooga Boiler and Tank Company.

It appearing to the Court that counsel for the parties have filed a stipulation waiving the filing of a replication and requesting that the cause be set for oral argument,

Therefore, It is ordered by this Court that the rules to show cause heretofore issued herein be, and the same are hereby, discharged; and that this cause be, and the same is hereby, assigned for argument on Monday, April 10 next.

Per Mr. Chief Justice Hughes.

C. A. Bradley, Doing Business as Wolverine Motor Freight Lines,

Appellant,

395 vs.

The Public Utilities Commission of Ohio.

The argument of this case was continued by Mr. LaRue Brown for the appellant, and concluded by Mr. Thomas J. Herbert for the appellee.

Proclamation being made the Court is adjourned until Monday, February 6 next, at 2 o'clock.

Pursuant to adjournment the Court met at the Capitol.

PRESENT:

The Honorable Charles E. Hughes, Chief Justice,
James C. McReynolds,
Louis D. Brandeis,
Pierce Butler,
Harlan F. Stone, Associate Justices.
Owen J. Roberts,
Benjamin N. Cardozo,
Frank K. Green, Esquire, Marshal,
Charles Elmore Cropley, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. Frederick von Schrader, It is ordered that William H. Neal, Esquire, of Los Angeles, State of California, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. M. H. Thatcher, It is ordered that Nat R. Davidson, Esquire, of Louisville, State of Kentucky, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. John Thomas Taylor, It is ordered that George M. Stevens, Esquire, of Camden, State of New Jersey, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Edward T. Burke, It is ordered that T. H. Burke, Esquire, of Billings, State of Montana, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. John Thomas Taylor, It is ordered that Edward L. Platt, Esquire, of Camden, State of New Jersey, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Tom Connally, It is ordered that Clyde O. Eastus, Esquire, of Fort Worth, State of Texas, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Kenneth McKellar, It is ordered that Patrick Mann Estes, Esquire, of Nashville, State of Tennessee, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

David Burnet, Commissioner of Internal Revenue, Petitioner, vs. Murry Guggenheim. 283

On writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

This cause came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Second Circuit, and was argued by counsel.

On consideration whereof, It is ordered and adjudged by this Court that the judgment of the said United States Circuit Court of Appeals, in this cause, be, and the same is hereby, reversed; and that this cause be, and the same is hereby, remanded to the said Circuit Court of Appeals for further proceedings in conformity with the opinion of this Court.

Per Mr. Justice Cardozo.

Dissenting: Mr. Justice Sutherland and Mr. Justice Butler.

The Chief Justice took no part in the consideration or decision of this case.

The People of the State of New York,

Petitioners,

374 vs.

Mark W. Maclay and Charles E. McWilliams, Receivers of McWilliams Bros., Inc., and United States of America.

On writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

This cause came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Second Circuit, and was argued by counsel.

On consideration whereof, It is ordered, adjudged, and decreed by this Court that the decree of the said United States Circuit Court of Appeals, in this cause, be, and the same is hereby, affirmed; and that this cause be, and the same is hereby, remanded to the District Court of the United States for the Southern District of New York.

Per Mr. Justice Cardozo.

Norwegian Nitrogen Products Company,

Petitioner,

272 vs.

The United States.

On writ of certiorari to the United States Court of Customs and Patent Appeals.

This cause came on to be heard on the transcript of the record from the United States Court of Customs and Patent Appeals, and was argued by counsel.

On consideration whereof, It is now here ordered and adjudged by this Court that the judgment of the said Court of Customs and Patent Appeals, in this cause be, and the same is hereby, affirmed.

Per Mr. Justice Cardozo.

Mr. Justice McReynolds is of the opinion that the judgment should be reversed.

The Massachusetts Mutual Life Insurance Company, Petitioner, vs. The United States. 322

On writ of certiorari to the Court of Claims.

This cause came on to be heard on the transcript of the record from the Court of Claims, and was argued by counsel.

On consideration whereof, It is now here ordered and adjudged by this Court that the judgment of the said Court of Claims in this cause, be, and the same is hereby, affirmed.

Per Mr. Justice Roberts.

Mary Rocco, as Executrix of the Last Will and Testament of Joseph Rocco, Deceased, Petitioner, vs. Lehigh Valley Railroad Company. 359

On writ of certiorari to the Supreme Court of the State of New York, County of Tompkins.

This cause came on to be heard on the transcript of the record from the Supreme Court of the State of New York, County of Tompkins, and was argued by counsel.

On consideration whereof, It is now here ordered and adjudged by this Court that the judgment of the said Supreme Court, in this cause be, and the same is hereby, reversed with costs; and that this cause be, and the same is hereby, remanded to the said Supreme Court for further proceedings not inconsistent with the opinion of this Court.

Per Mr. Justice Roberts.

Mr. Justice McReynolds and Mr. Justice Butler are of opinion that the judgment should be affirmed.

The United States,

Petitioner, On writ of certiorari to the

319 vs. Court of Claims.

Acme Operating Corporation; Liberty Trust Company, Intervenor.

This cause came on to be heard on the transcript of the record from the Court of Claims, and was argued by counsel.

On consideration whereof, It is now here ordered and adjudged by this Court that the part of the judgment of the said Court of Claims, in favor of the intervenor, Liberty Trust Company, in this cause, be, and the same is hereby, reversed; and that this cause be, and the same is hereby, remanded to the said Court of Claims for further proceedings in conformity with the opinion of this Court.

Per Mr. Justice Stone.

The Nashville, Chattanooga & St. Louis Railway,

Appellant, Appeal from the Supreme Court of the

176 vs. State of Tennessee.

Roy C. Wallace, Comptroller of the Treasury of the State of Tennessee, et al., etc.

This cause came on to be heard on the transcript of the record from the Supreme Court of the State of Tennessee, and was argued by counsel.

On consideration whereof, It is now here ordered, adjudged, and decreed by this Court that the decree of the said Supreme Court, in this cause, be, and the same is hereby, affirmed with costs.

Per Mr. Justice Stone.

Anglo-Chilean Nitrate Sales Corporation,

Appellant,

377 vs.

The State of Alabama.

Appeal from the Supreme Court of the State of Alabama.

This cause came on to be heard on the transcript of the record from the Supreme Court of the State of Alabama, and was argued by counsel.

On consideration whereof, It is now here ordered, adjudged, and decreed by this Court that the decree of the said Supreme Court, in this cause, be, and the same is hereby, reversed with costs; and that this cause be, and the same is hereby, remanded to the Supreme Court of the State of Alabama for further proceedings not inconsistent with the opinion of this Court.

Per Mr. Justice Butler.

Dissenting opinion by Mr. Justice Cardozo in which Mr. Justice Brandeis and Mr. Justice Stone join.

The New York Central Railroad Company, as Owner of the Carfloat "No. 37",

Petitioner,

286 vs.

Tug "Talisman", The Long Island Railroad Company.

On writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

This cause came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Second Circuit, and was argued by counsel.

On consideration whereof, It is ordered, adjudged, and decreed by this Court that the decree of the said United States Circuit Court of Appeals, in this cause, be, and the same is hereby, reversed with costs; and that this cause be, and the same is hereby, remanded to the District Court of the United States for the Southern District of New York for further proceedings in conformity with the opinion of this Court.

Per Mr. Justice Butler.

A. P. Dickson, Joe Dickson,
I. N. Calvert, et al.,
Petitioners,
63 vs.
Uhlmann Grain Company.

On writ of certiorari to the United States Circuit Court of Appeals for the Eighth Circuit.

This cause came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Eighth Circuit, and was argued by counsel.

On consideration whereof, It is ordered and adjudged by this Court that the judgment of the said United States Circuit Court of Appeals, in this cause, be, and the same is hereby, reversed with costs; and that this cause be, and the same is hereby, remanded to the District Court of the United States for the Western District of Missouri.

Per Mr. Justice Brandeis.

Dissenting opinion by Mr. Justice Butler in which Mr. Justice Stone and Mr. Justice Cardozo join.

Union Bank & Trust Company,
Petitioner,
346 vs.
R. C. Phelps, Individually and as Tax Collector of Montgomery County, Alabama.

On writ of certiorari to the Supreme Court of the State of Alabama.

This cause came on to be heard on the transcript of the record from the Supreme Court of the State of Alabama, and was argued by counsel.

On consideration whereof, It is now here ordered and adjudged by this Court that the judgment of the said Supreme Court, in this cause be, and the same is hereby, affirmed with costs.

Per Mr. Justice McReynolds.

Atlantic City Electric Company, Petitioner, vs. Commissioner of Internal Revenue. 163

On writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

This cause came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Second Circuit, and was argued by counsel.

On consideration whereof, It is ordered and adjudged by this Court that the judgment of the said United States Circuit Court of Appeals, in this cause, be, and the same is hereby, affirmed; and that this cause be, and the same is hereby, remanded to the said Circuit Court of Appeals.

Per Mr. Chief Justice Hughes.

Scranton Electric Company, Petitioner, vs. Commissioner of Internal Revenue. 534

On writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

It appearing to the Court that counsel for the respective parties have filed a stipulation providing that the above entitled cause shall abide the judgment of this Court and be controlled by the result in the case of Atlantic City Electric Company vs. Commissioner of Internal Revenue, No. 163, October Term, 1932, and that upon the entry of a judgment in case No. 163 an appropriate judgment may be entered in the instant case without notice; and this Court having affirmed the judgment of the said Circuit Court of Appeals in the Atlantic City Electric Company case on February 6, 1933;

It is, pursuant to said stipulation, ordered and adjudged by this Court that the judgment of the said United States Circuit Court of Appeals, in this cause, be, and the same is hereby, affirmed.

Per Mr. Chief Justice Hughes.

David Burnet, Commissioner of
Internal Revenue,

Petitioner,

58 vs.

R. E. Huff, Individually, and R. E. Huff and Wm. E. Huff, Independent Executors of the Estate of Mrs. E. B. Huff, Deceased.

On writ of certiorari to the United States Circuit Court of Appeals for the Fifth Circuit.

This cause came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Fifth Circuit, and was argued by counsel.

On consideration whereof, It is ordered and adjudged by this Court that the judgment of the said United States Circuit Court of Appeals, in this cause, be, and the same is hereby, reversed; and that this cause be, and the same is hereby, remanded to the said Circuit Court of Appeals for further proceedings in conformity with the opinion of this Court.

Per Mr. Chief Justice Hughes.

Karl F. Voehl,

Petitioner,

315 vs.

Indemnity Insurance Company of North America.

On writ of certiorari to the Court of Appeals of the District of Columbia.

This cause came on to be heard on the transcript of the record from the Court of Appeals of the District of Columbia, and was argued by counsel.

On consideration whereof, It is now here ordered, adjudged, and decreed by this Court that the decree of the said Court of Appeals, in this cause be, and the same is hereby, reversed with costs; and that the decree of the Supreme Court of the District of Columbia, in this cause be, and the same is hereby, affirmed.

And it is further ordered that this cause be, and the same is hereby, remanded to the Court of Appeals of the District of Columbia for further proceedings in conformity with the opinion of this Court.

Per Mr. Chief Justice Hughes.

George A. Ohl & Company,
Petitioner,
228 vs.
The A. L. Smith Iron Works.

On writ of certiorari to the United States Circuit Court of Appeals for the First Circuit.

This cause came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the First Circuit, and was argued by counsel.

On consideration whereof, It is ordered and adjudged by this Court that the judgment of the said United States Circuit Court of Appeals, in this cause, be, and the same is hereby, reversed with costs; and that this cause be, and the same is hereby, remanded to the said Circuit Court of Appeals for hearing upon the merits.

Per Mr. Chief Justice Hughes.

George A. Ohl & Company,
Petitioner,
229 vs.
The A. L. Smith Iron Works.

On writ of certiorari to the United States Circuit Court of Appeals for the First Circuit.

This cause came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the First Circuit, and was argued by counsel.

On consideration whereof, It is ordered and adjudged by this Court that the judgment of the said United States Circuit Court of Appeals, in this cause, be, and the same is hereby, reversed with costs; and that this cause be, and the same is hereby, remanded to the said Circuit Court of Appeals for hearing upon the merits.

Per Mr. Chief Justice Hughes.

Broad River Power Company,

Appellant,

390 vs.

Walter G. Query, J. P. Derham, and Frank C. Robinson, as Members of and Constituting the South Carolina Tax Commission.

Appeal from the District Court of the United States for the Eastern District of South Carolina.

This cause came on to be heard on the transcript of the record from the District Court of the United States for the Eastern District of South Carolina, and was argued by counsel.

On consideration whereof, It is ordered, adjudged, and decreed by this Court that the decree of the said District Court in this cause be, and the same is hereby, affirmed with costs.

Per Mr. Chief Justice Hughes.

Lexington Water Power Company,

Appellant,

391 vs.

Walter G. Query, J. P. Derham, and Frank C. Robinson, as Members of and Constituting the South Carolina Tax Commission.

Appeal from the District Court of the United States for the Eastern District of South Carolina.

This cause came on to be heard on the transcript of the record from the District Court of the United States for the Eastern District of South Carolina, and was argued by counsel.

On consideration whereof, It is ordered, adjudged, and decreed by this Court that the decree of the said District Court in this cause be, and the same is hereby, affirmed with costs.

Per Mr. Chief Justice Hughes.

Joseph F. Miller,

Petitioner,

138 vs.

A. C. Aderhold, Warden, United States Penitentiary, Atlanta, Georgia.

On writ of certiorari to the United States Circuit Court of Appeals for the First Circuit.

This cause came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Fifth Circuit, and was argued by counsel.

On consideration whereof, It is ordered and adjudged by this Court that the judgment of the said United States Circuit Court of Appeals, in this cause, be, and the same is hereby, affirmed; and that this cause be, and the same is hereby, remanded to the District Court of the United States for the Northern District of Georgia.

Per Mr. Justice Sutherland.

Federal Trade Commission,

Petitioner,

393 vs.

Royal Milling Company, et al.

On writ of certiorari to the United States Circuit Court of Appeals for the Sixth Circuit.

This cause came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Sixth Circuit, and was argued by counsel.

On consideration whereof, It is ordered, adjudged, and decreed by this Court that the decree of the said United States Circuit Court of Appeals, in this cause, be, and the same is hereby, reversed; and that this cause be, and the same is hereby, remanded to the said Circuit Court of Appeals to be disposed of in conformity with the opinion of this Court.

Per Mr. Justice Sutherland.

Mr. Justice McReynolds and Mr. Justice Roberts are of opinion that the decree below should be affirmed.

The Chief Justice announced the following orders of the Court:

Eli Terrell, Thomas Franklin, and Mose Conner, Appellants, vs. The State of Louisiana. 572

Appeal from the Supreme Court of the State of Louisiana.

This cause came on to be heard on the transcript of the record from the Supreme Court of the State of Louisiana, and was argued by counsel.

On consideration whereof, It is now here ordered and adjudged by this Court that this appeal be, and the same is hereby, dismissed for the want of jurisdiction.

Per Mr. Chief Justice Hughes.

Eli Terrell, Thomas Franklin, and Mose Conner, Appellants, vs. The State of Louisiana. 572

Appeal from the Supreme Court of the State of Louisiana.

Treating the appeal papers herein from the Supreme Court of the State of Louisiana as an application for a writ of certiorari;

On consideration whereof, It is ordered by this Court that the said application for writ of certiorari be, and the same is hereby, denied for the want of a properly presented Federal question.

Per Mr. Chief Justice Hughes.

Eli Terrell, Thomas Franklin, and Mose Conner, Appellants, vs. The State of Louisiana. 572

On consideration of the motion for leave to proceed in forma pauperis in this cause,

It is ordered by this Court that the said motion be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Paul L. Fourchy,

Appellant,

628 vs.

Charles F. Fletchinger, Chairman and Attorney, Disbarment Committee, Supreme Court of Louisiana.

Appeal from the Supreme Court of the State of Louisiana.

This cause came on to be heard on the transcript of the record from the Supreme Court of the State of Louisiana, and was argued by counsel.

On consideration whereof, It is now here ordered and adjudged by this Court that this appeal be, and the same is hereby, dismissed for the want of jurisdiction.

Per Mr. Chief Justice Hughes.

Paul L. Fourchy,

Appellant,

628 vs.

Charles F. Fletchinger, Chairman and Attorney, Disbarment Committee, Supreme Court of Louisiana.

Appeal from the Supreme Court of the State of Louisiana.

Treating the appeal papers herein from the Supreme Court of the State of Louisiana as an application for a writ of certiorari;

On consideration whereof, It is ordered by this Court that the said application for writ of certiorari be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

The State of Vermont, Complainant,

2, Original. vs.

The State of New Hampshire.

Order.

The report of the Special Master is received and ordered to be filed. Exceptions by the parties, if any, shall be filed on or before Monday, February 27 next, and the case is assigned for hearing on such exceptions, if any, on Monday, April 10 next, after the case heretofore assigned for that day. Briefs for the parties shall be filed on or before Monday, March 20. Reply briefs, if any, are to be filed on or before Monday, April 3.

Per Mr. Chief Justice Hughes.

The Chief Justice said:

"The other orders of the Court appear upon the list certified to by the Chief Justice and filed with the Clerk and will not be announced orally."

— Original.

Ex Parte: Wilfred R. Hess, Petitioner.

On consideration of the motion for leave to file a petition for writ of habeas corpus herein,

It is ordered by this Court that the said motion be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Public Service Commission of Montana, et al., Appellants, vs. Great Northern Utilities Company. 627

In this case probable jurisdiction is noted.

Per Mr. Chief Justice Hughes.

Public Service Commission of Montana, et al., Appellants, vs. Great Northern Utilities Company. 627

On consideration of the motion to substitute Tom Stout and Thomas E. Carey, as members of the Public Service Commission of Montana, and Raymond T. Nagle, as Attorney General of the State of Montana, in place of Dan Boyle and Lee Dennis and L. A. Foot, retired, respectively;

It is ordered by this Court that the said motion be, and the same is hereby, granted.

Per Mr. Chief Justice Hughes.

Peter Rossi and Edward Ehrett, Petitioners, vs. The United States of America. 594

Order allowing certiorari.

The petition herein for a writ of certiorari to the United States Circuit Court of Appeals for the Seventh Circuit is granted, limited to the question of the sufficiency of the evidence to support conviction upon the third and fourth counts. The case is advanced and assigned for argument on Monday, March 13th next.

And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated

William H. Edelman, State Treasurer,
Harry R. Weston, State Treasurer,
The City of Cheyenne, et al.,
Petitioners,
571 vs.
Boeing Air Transport, Inc.

Order allowing certiorari.
The petition herein for a writ of certiorari to the United States Circuit Court of Appeals for the Tenth Circuit is granted. And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

Mrs. Fannie E. Lang,
Petitioner,
595 vs.
Commissioner of Internal Revenue.

Order allowing certiorari.
The petition herein for a writ of certiorari to the United States Circuit Court of Appeals for the Fourth Circuit is granted. And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

American Mutual Liability Insurance Company,
Petitioner,
591 vs.
Joseph B. McDonough, Treasurer and Ex-Officio County Collector of Cook County, Illinois.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Seventh Circuit

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Seventh Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

American Mutual Liability Insurance Company, Petitioner,
591 vs.
Joseph B. McDonough, Treasurer and Ex-Officio County Collector of Cook County, Illinois.

On consideration of the motion to consolidate this case with case No. 590, It is ordered by this Court that the said motion be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Edward Baker, alias Ed Baker, Petitioner,
539 vs.
The United States of America.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Second Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Edward T. Blair, Petitioner,
584 vs.
Commissioner of Internal Revenue.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Seventh Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Seventh Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Fireman's Fund Insurance Company, Petitioner,
596 vs.
Chester I. Zechiel, as Receiver of Edward Traugott and Harry Sussman, etc.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Seventh Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Seventh Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Abner Siegal,
Petitioner,
vs.
The United States of America.

On petition for writ of certiorari to the Court of Appeals of the District of Columbia.

581

On consideration of the petition for a writ of certiorari herein to the Court of Appeals of the District of Columbia, and of the argument of counsel thereupon had,

It is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Lillian Cesar,
Petitioner,
vs.
The People of the State of Illinois, ex rel. Joseph B. McDonough, etc.

On petition for writ of certiorari to the Supreme Court of the State of Illinois.

590

On consideration of the petition for a writ of certiorari herein to the Supreme Court of the State of Illinois, and of the argument of counsel thereupon had,

It is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Joseph Gold,
Petitioner,
vs.
The United States of America.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Seventh Circuit.

593

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Seventh Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Rio Bravo Oil Company, et al., Petitioners,
618 vs.
J. F. Weed, et al.

On petition for writ of certiorari to the Supreme Court of the State of Texas.

On consideration of the petition for a writ of certiorari herein to the Supreme Court of the State of Texas, and of the argument of counsel thereupon had,

It is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Rio Bravo Oil Company, et al., Petitioners,
619 vs.
J. F. Weed, et al.

On petition for writ of certiorari to the Supreme Court of the State of Texas.

On consideration of the petition for a writ of certiorari herein to the Supreme Court of the State of Texas, and of the argument of counsel thereupon had,

It is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Ray Lyman Wilbur, Secretary of the Interior, Petitioner,
335 vs.
The United States of America, ex rel. Chestatee Pyrites & Chemical Corporation.

The motion to modify the decree herein was submitted to the consideration of the Court by Mr. Solicitor General Thacher for the petitioner.

The Commonwealth of Pennsylvania,
Complainant,
7, Original. vs.
The State of New Jersey, et al.

It appearing to the Court that counsel for the complainant, The Commonwealth of Pennsylvania, has filed a motion to dismiss this case, the subject-matter thereof having become moot;

Therefore, pursuant to said motion, it is ordered, adjudged, and decreed by this Court that this case be, and the same is hereby, dismissed with costs.

Per Mr. Chief Justice Hughes.

Genevieve A. Clark,
Petitioner,
531 vs.
The United States of America.

The argument of this case was commenced by Mr. Sigurd Ueland for the petitioner.

Proclamation being made the Court is adjourned until to-morrow at 12 o'clock.

TUESDAY, [illegible] 7, 1933.

Pursuant to adjournment the Court met at the Capitol.

PRESENT:

The Honorable Charles E. Hughes, Chief Justice,
James C. McReynolds,
Louis D. Brandeis,
Pierce Butler,
Harlan F. Stone, Associate Justices.
Owen J. Roberts,
Benjamin N. Cardozo,
Frank K. Green, Esquire, Marshal,
Charles Elmore Cropley, Clerk.

Proclamation being made the Court is adjourned.

On motion first made to the Court in this behalf by Mr. Henry Culbertson Clark, It is ordered that Herbert S. Fessenden, Esquire, of Washington, District of Columbia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Henry Culbertson Clark, It is ordered that Samuel E. Blackham, Esquire, of Ogden, State of Utah, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. William P. Wendell, It is ordered that William H. McGrath, Esquire, of Washington, District of Columbia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. David Andrew Pine, It is ordered that Maurice Kay, Esquire, of Washington, District of Columbia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Herman H. Phleger, It is ordered that A. I. Diepenbrock, Esquire, of Sacramento, State of California, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Henry Culbertson Clark, It is ordered that Charles K. Hoover, Esquire, of Washington, District of Columbia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Mark M. Horblit, It is ordered that Carl F. Schipper, Jr., Esquire, of Boston, State of Massachusetts, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Arthur T. George, It is ordered that Ira H. Rowell, Esquire, of San Francisco, State of California, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mabel Walker Willebrandt, It is ordered that Welson H. Carver, Esquire, of Nashville, State of Tennessee, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Robert Ewing Thomason, It is ordered that Walter A. Koons, Esquire, of Austin, State of Texas, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. William N. Rogers, It is ordered that Thornton Lorimer, Esquire, of Concord, State of New Hampshire, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Roscoe C. Patterson, It is ordered that Alfred Page, Esquire, of Springfield, State of Missouri, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Whitney North Seymour, It is ordered that Hugent Dodds, Esquire, of Washington, District of Columbia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Whitney North Seymour, It is ordered that Forest A. Harness, Esquire, of Kokomo, State of Indiana, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Tom Connally, It is ordered that Theodore Harris, Esquire, of San Antonio, State of Texas, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

Genevieve A. Clark, Petitioner,
531 vs.
The United States of America.

The argument of this case was continued by Mr. Sigurd Ueland for the petitioner, by Mr. Whitney North Seymour for the respondent, and concluded by Mr. Sigurd Ueland for the petitioner.

George B. Munroe, Receiver, Petitioner,
407 vs.
Louis Raphael.

This case was argued by Mr. Carl F. Schipper, Jr., for the petitioner, and by Mr. Mark M. Horblit for the respondent.

Los Angeles Gas and Electric Corporation, Appellant,
412 vs.
Railroad Commission of the State of California, et al., etc.

The argument of this case was commenced by Mr. Herman Phleger for the appellant.

Pursuant to adjournment the Court met at the Capitol.

PRESENT:

The Honorable Charles E. Hughes, Chief Justice,
James C. McReynolds,
Louis D. Brandeis,
Pierce Butler,
Harlan F. Stone, Associate Justices.
Owen J. Roberts,
Benjamin N. Cardozo,
Frank K. Green, Esquire, Marshal,
Charles Elmore Cropley, Clerk.

Proclamation being made the Court is adjourned.

On motion first made to the Court in this behalf by Mr. Theodore K. Bryant, It is ordered that Harry C. Alberts, Esquire, of Chicago, State of Illinois, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Frederick O. Graves, It is ordered that Harry J. March, Esquire, of Los Angeles, State of California, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Lawrence A. Baker, It is ordered that Guernsey Price, Esquire, of New York, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Charles Henry Butler, It is ordered that Francis B. Hamlin, Esquire, of New York City, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. A. L. Bulwinkle, It is ordered that Young M. Smith, Esquire, of Asheville, State of North Carolina, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Thomas J. Walsh, It is ordered that W. C. Wright, Esquire, of Newman, State of Georgia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Frank S. Bright, It is ordered that Patrick H. O'Brien, Esquire, of Detroit, State of Michigan, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

Los Angeles Gas and Electric Corporation, Appellant,
412 vs.
Railroad Commission of the State of California, et al., etc.

The argument of this case was continued by Mr. Herman Phleger for the appellant; by Mr. Arthur T. George for the appellees, Railroad Commission of California, et al.; by Mr. Frederick von Schrader for the appellee, the City of Los Angeles; and concluded by Mr. Herman Phleger for the appellant.

The United States, Petitioner,
434 vs.
Dakota-Montana Oil Company.

This case was argued by Mr. Assistant Attorney General Youngquist for the petitioner, and by Mr. Herman J. Galloway for the respondent.

Petroleum Exploration, Petitioner,
448 vs.
David Burnet, Commissioner of Internal Revenue.

This case was argued by Mr. Robert Ash for the petitioner, and by Mr. Assistant Attorney General Youngquist for the respondent.

Charles W. Anderson, Collector of Internal Revenue, etc., Petitioner,
460 vs.
Marian Steedman Wilson, et al., etc.;
Marion Steedman Wilson, et al., etc., Petitioners,
461 vs.
Charles W. Anderson, Collector of Internal Revenue, etc.

The argument of these cases was commenced by Mr. Charles B. Rugg for the petitioner in No. 460 and the respondent in No. 461; and continued by Mr. George E. Cleary for the respondents in No. 460 and the petitioners in No. 461.

Proclamation being made the Court is adjourned until to-morrow at 12 o'clock.

THURSDAY, FEBRUARY 9, 1933.

Pursuant to adjournment the Court met at the Capitol.

PRESENT:

The Honorable Charles E. Hughes, Chief Justice,
James C. McReynolds,
Louis D. Brandeis,
Pierce Butler,
Harlan F. Stone, Associate Justices.
Owen J. Roberts,
Benjamin N. Cardozo,
Frank K. Green, Esquire, Marshal,
Charles Elmore Cropley, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. Leo H. Hoffman, It is ordered that George W. Perger, Esquire, of New York City, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Ross A. Collins, It is ordered that W. M. Everett, Esquire, of Hickory, State of Mississippi, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. David A. Reed, It is ordered that Howard W. Stull, Esquire, of Johnstown, State of Pennsylvania, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. C. C. Dill, It is ordered that Andrew G. Haley, Esquire, of Seattle, State of Washington, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. James C. Rogers, It is ordered that Homer Adolph Stebbins, Esquire, of Hastings upon Hudson, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Albert T. Clark, It is ordered that Charles B. W. Aldrich, Esquire, of Detroit, State of Michigan, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

Charles W. Anderson, Collector of Internal Revenue, etc., Petitioner, 460 vs. Marian Steedman Wilson, et al., etc.; Marian Steedman Wilson, et al., etc., Petitioners, 461 vs. Charles W. Anderson, Collector of Internal Revenue, etc.	The argument of these cases was concluded by Mr. George E. Cleary for the respondents in No. 460 and the petitioners in No. 461.
Esther Jackson Porter, as Executrix, et al., etc., Petitioners, 466 vs. Commissioner of Internal Revenue.	This case was argued by Mr. Walter E. Hope for the petitioners, and by Mr. Erwin N. Griswold for the respondent.
David Burnet, Commissioner of Internal Revenue, Petitioner, 496 vs. Ernest Brooks, et al., etc.	This case was argued by Mr. Solicitor General Thacher for the petitioner, and by Mr. Francis B. Hamlin for the respondents.

Vancouver Steamship Company, Inc.,
Petitioner,
469 vs.
Theresa Rice, Administratrix of the Estate of Vincent Catino, deceased.

This case was argued by Mr. Erskine Wood for the petitioner, and the case was submitted by Mr. Arthur I. Moulton for the respondent.

The United States of America, et al.,
Appellants,
470 vs.
Northern Pacific Railway Company, et al.

The argument of this case was commenced by Mr. Edward M. Reidy for the appellants, the United States and the Interstate Commerce Commission.

Proclamation being made the Court is adjourned until tomorrow at 12 o'clock

Pursuant to adjournment the Court met at the Capitol.

PRESENT:

The Honorable Charles E. Hughes, Chief Justice,
James C. McReynolds,
Louis D. Brandeis,
Pierce Butler,
Harlan F. Stone, Associate Justices.
Owen J. Roberts,
Benjamin N. Cardozo,
Frank K. Green, Esquire, Marshal,
Charles Elmore Cropley, Clerk.

Proclamation being made the Court is now opened.

On motion first made to the Court in this behalf by Mr. William L. Rawls, It is ordered that Hector J. Ciotti, Esquire, of Baltimore, State of Maryland, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. William L. Rawls, It is ordered that Lawrence B. Fenneman, Esquire, of Baltimore, State of Maryland, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Duncan U. Fletcher, It is ordered that Joseph M. Glickstein, Esquire, of Jacksonville, State of Florida, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Robert Ewing Thomason, It is ordered that Charles O. Harris, Esquire, of San Angelo, State of Texas, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Arthur R. Robinson, It is ordered that Mrs. Martha Robbins Gold, of Washington, District of Columbia, be admitted to practice as an Attorney and Counsellor of this Court, and she was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Tom Connally, It is ordered that T. W. Davidson, Esquire, of Dallas, State of Texas, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Hatton W. Sumners, It is ordered that Wright Matthews, Esquire, of Palestine, State of Texas, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

The United States of America, et al., Appellants,
470 vs.
Northern Pacific Railway Company, et al.

The argument of this case was continued by Mr. M. L. Countryman, Jr., for the appellees, and concluded by Mr. Karl Knox Gartner for the appellants, Northwest Petroleum Association, et al.

David Burnet, Commissioner of Internal Revenue, Petitioner,
475 vs.
S. & L. Building Corporation.

This case was argued by Mr. Whitney North Seymour for the petitioner, and by Mr. Leo H. Hoffman for the respondent.

D. B. Heiner, Collector of Internal Revenue, etc., Petitioner,

476 vs.

Diamond Alkali Company;

D. B. Heiner, Collector of Internal Revenue, etc., Petitioner,

477 vs.

Diamond Alkali Company;

C. G. Lewellyn, Formerly Collector of Internal Revenue, etc., Petitioner,

478 vs.

Diamond Alkali Company.

These cases were argued by Mr. Assistant Attorney General Youngquist for the petitioners, and by Mr. John W. Davis for the respondent.

The People of Puerto Rico, Petitioner,

492 vs.

Russell & Co., et al.

The argument of this case was commenced by Mr. William Cattron Rigby for the petitioner.

Proclamation being made the Court is adjourned until Monday next at 12 o'clock.

Pursuant to adjournment the Court met at the Capitol.

PRESENT:

The Honorable Charles E. Hughes, Chief Justice,
James C. McReynolds,
Louis D. Brandeis,
Pierce Butler,
Harlan F. Stone, Associate Justices.
Owen J. Roberts,
Benjamin N. Cardozo,
Frank K. Green, Esquire, Marshal,
Charles Elmore Cropley, Clerk.

Proclamation being made the Court is now opened.

On motion first made to the Court in this behalf by Mr. Maurice May, It is ordered that Daniel Austin Shirk, Esquire, of New York City, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. James P. Burnes, It is ordered that George H. Hoster, Esquire, of Los Angeles, State of California, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. R. E. Lee Marshall, It is ordered that M. Henry Goldstone, Esquire, of Baltimore, State of Maryland, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. G. Aaron Youngquist, It is ordered that Frederick S. Winston, Esquire, of Washington, District of Columbia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Edward L. Potter, It is ordered that Wallace Ruff, Esquire, of Miami, State of Florida, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. R. E. Lee Marshall, It is ordered that Morris A. Baker, Esquire, of Baltimore, State of Maryland, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. R. E. Lee Marshall, It is ordered that Eugene S. Williams, Esquire, of Baltimore, State of Maryland, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

The People of the State of New York,

Petitioner,

304 vs.

Irving Trust Company, as Trustee in Bankruptcy of Experimenter Publishing Co., Inc., Bankrupt.

On writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

This cause came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Second Circuit, and was argued by counsel.

On consideration whereof, It is ordered, adjudged, and decreed by this Court that the decree of the said United States Circuit Court of Appeals, in this cause, be, and the same is hereby, affirmed with costs; and that this cause be, and the same is hereby, remanded to the District Court of the United States for the Southern District of New York.

Per Mr. Justice McReynolds.

Indian Territory Illuminating Oil Company, Petitioner, vs. Board of Equalization of Tulsa County, Oklahoma. 356 — On writ of certiorari to the Supreme Court of the State of Oklahoma.

This cause came on to be heard on the transcript of the record from the Supreme Court of the State of Oklahoma, and was argued by counsel.

On consideration whereof, It is now here ordered and adjudged by this Court that the judgment of the said Supreme Court, in this cause be, and the same is hereby, affirmed with costs.

Per Mr. Chief Justice Hughes.

Indian Territory Illuminating Oil Company, Petitioner, vs. Board of County Commissioners of Payne County, Oklahoma. 357 — On writ of certiorari to the Supreme Court of the State of Oklahoma.

This cause came on to be heard on the transcript of the record from the Supreme Court of the State of Oklahoma, and was argued by counsel.

On consideration whereof, It is now here ordered and adjudged by this Court that the judgment of the said Supreme Court, in this cause be, and the same is hereby, affirmed with costs.

Per Mr. Chief Justice Hughes.

The Pennsylvania Railroad Company,

Petitioner,

379 vs.

Margaret V. Chamberlain, as Administratrix of the Goods, Chattels, and Credits of Charles Frederick Chamberlain, Deceased.

On writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

This cause came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Second Circuit, and was argued by counsel.

On consideration whereof, It is ordered and adjudged by this Court that the judgment of the said United States Circuit Court of Appeals, in this cause, be, and the same is hereby, reversed with costs; and that the judgment of the District Court of the United States for the Southern District of New York, in this cause be, and the same is hereby, affirmed.

And it is further ordered that this cause be, and the same is hereby, remanded to the said District Court for further proceedings in conformity with the opinion of this Court.

Per Mr. Justice Sutherland,

Mr. Justice Stone and Mr. Justice Cardozo concur in the result.

The Chief Justice announced the following order.

Order.

The Court will take a recess from Monday, February 20th until Saturday, March 4th, and from that day until Monday, March 13th next.

Per Mr. Chief Justice Hughes.

The Chief Justice said:

"The orders of the Court appear upon the list certified to by the Chief Justice and filed with the Clerk and will not be announced orally."

Edmond L. Viles,
Petitioner,
549 vs.
The United States of America.

On consideration of the motion for leave to proceed in forma pauperis in this cause,
It is ordered by this Court that the said motion be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Edmond L. Viles,
Petitioner,
549 vs.
The United States of America.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Tenth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Tenth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

W. O. Parrish,
Petitioner,
652 vs.
The Chesapeake & Ohio Railway Co.

On consideration of the motion for leave to proceed in forma pauperis in this cause,
It is ordered by this Court that the said motion be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

W. O. Parrish,
Petitioner,
652 vs.
The Chesapeake & Ohio Railway Company.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Fourth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Fourth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Charles Young, Appellant,
643 vs.
Anthony Masci.

Further consideration of the question of the jurisdiction of this Court in this case is postponed to the hearing of the case on the merits.

Per Mr. Chief Justice Hughes.

The United States of America, Appellant,
653 vs.
John G. Darby.

In this case probable jurisdiction is noted. Further consideration of the motion to affirm is postponed to the hearing of the case on the merits, and the case is advanced and assigned for argument on Monday, March 13th next, after the cases heretofore assigned for that day.

Per Mr. Chief Justice Hughes.

Ray Lyman Wilbur, Secretary of the Interior, Petitioner,
335 vs.
The United States of America, ex rel. Chestatee Pyrites & Chemical Corporation.

On consideration of the motion of the petitioner to modify the judgment of this Court in this case,
It is ordered by this Court that the said motion be, and the same is hereby, granted.

Per Mr. Chief Justice Hughes.

The United States of America, Appellant,
567 vs.
Santos Flores.

It is ordered that this case be reassigned for argument on Monday, March 13th next, after the cases heretofore assigned for that day.

Per Mr. Chief Justice Hughes.

The United States of America,
683 vs.
Ada L. Burroughs and James Cannon, Jr.

It is ordered that this case be advanced and assigned for argument on Monday, March 13 next, after the cases heretofore assigned for that day.

Per Mr. Chief Justice Hughes.

Mabel G. Reinecke, Formerly Collector of Internal Revenue for the First District of Illinois, Petitioner, 601 vs. Kenneth C. Smith, and Foreman State Trust and Savings Bank, Executors of the Will of Douglas Smith.	Order allowing certiorari. The petition herein for a writ of certiorari to the United States Circuit Court of Appeals for the Seventh Circuit is granted. And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

American Car and Foundry Company, Petitioner, 623 vs. H. A. Brassert.	Order allowing certiorari. The petition herein for a writ of certiorari to the United States Circuit Court of Appeals for the Seventh Circuit is granted. And it is further ordered

that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

Tunnel Railroad of St. Louis, Petitioner, 552 vs. Commissioner of Internal Revenue.	On petition for writ of certiorari to the United States Circuit Court of Appeals for the Eighth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Eighth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

St. Louis Bridge Company, Petitioner, vs. Commissioner of Internal Revenue. — On petition for writ of certiorari to the United States Circuit Court of Appeals for the Eighth Circuit.

553

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Eighth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Tunnel Railroad of St. Louis, Petitioner, vs. Commissioner of Internal Revenue. — On petition for writ of certiorari to the United States Circuit Court of Appeals for the Eighth Circuit.

554

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Eighth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

St. Louis Bridge Company, Petitioner, vs. Commissioner of Internal Revenue. — On petition for writ of certiorari to the United States Circuit Court of Appeals for the Eighth Circuit.

555

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Eighth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Terminal Railroad Association of
St. Louis,
Petitioner,
556 vs.
Commissioner of Internal Revenue.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Eighth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Eighth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Terminal Railroad Company of
St. Louis,
Petitioner,
557 vs.
Commissioner of Internal Revenue.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Eighth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Eighth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

The Texas Pipe Line Company, The
Texas Pipe Line Company of Oklahoma,
the Texas Company, et al.,
Petitioners,
574 vs.
The United States.

On petition for writ of certiorari to the Court of Claims.

On consideration of the petition for a writ of certiorari herein to the Court of Claims and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

The Texas Company, Ralph C. Holmes,
President, Ralph C. Holmes, et al., Petitioners, vs. The United States.

575 On petition for writ of certiorari to the Court of Claims.

On consideration of the petition for a writ of certiorari herein to the Court of Claims and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

The Texas Pipe Line Company, Petitioner, vs. The United States.

576 On petition for writ of certiorari to the Court of Claims.

On consideration of the petition for a writ of certiorari herein to the Court of Claims and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

The Texas Pipe Line Company of Oklahoma, Petitioner, vs. The United States.

577 On petition for writ of certiorari to the Court of Claims.

On consideration of the petition for a writ of certiorari herein to the Court of Claims and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

I. M. Brace, Administratrix of the Estate of James Allmark, Deceased, et al., Petitioners, vs. Canadian Pacific Railway Company and American Surety Company of New York. — On petition for writ of certiorari to the United States Circuit Court of Appeals for the Ninth Circuit.

578

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Ninth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Southern Railway Company, Petitioner, vs. J. M. Edgerton. — On petition for writ of certiorari to the Supreme Court of the State of North Carolina.

597

On consideration of the petition for a writ of certiorari herein to the Supreme Court of the State of North Carolina, and of the argument of counsel thereupon had,

It is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Doughnut Machine Corporation, Petitioner, vs. Demco, Inc., Joe-Lowe Corporation, Nye-Mosher Manufacturing Company, et al. — On petition for writ of certiorari to the United States Circuit Court of Appeals for the Fourth Circuit.

598

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Fourth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Doughnut Machine Corporation,
Petitioner,
599 vs.
Joe-Lowe Corporation, Nye-Mosher Manufacturing Company, et al.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Fourth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Fourth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

E. A. Nicholson, as Receiver for Interstate Mortgage and Investment Company, Petitioner,
600 vs.
Western Loan and Building Company and Western States Realty Company.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Ninth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Ninth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Rita O'Shaughnessy, Executrix under the last will and testament of Peter O'Shaughnessy, Deceased,
Petitioner,
604 vs.
Commissioner of Internal Revenue.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Sixth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Sixth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Stillwell Theatre, Inc.,

Petitioner,

606 vs. On petition for writ of certiorari

Sam Kaplan, as President of the International Alliance of Theatrical Stage Employees and Moving Picture Machine Operators Union, etc. to the Supreme Court of the State of New York.

On consideration of the petition for a writ of certiorari herein to the Supreme Court of the State of New York, and of the argument of counsel thereupon had,

It is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Rosekay Amusement Corporation,

Petitioner,

607 vs. On petition for writ of certiorari

Sam Kaplan, as President of the International Alliance of Theatrical Stage Employees and Moving Picture Machine Operators Union, etc. to the Supreme Court of the State of New York.

On consideration of the petition for a writ of certiorari herein to the Supreme Court of the State of New York, and of the argument of counsel thereupon had,

It is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Windsor Circuit Corporation,

Petitioner,

608 vs. On petition for writ of certiorari

Sam Kaplan, as President of the International Alliance of Theatrical Stage Employees and Moving Picture Machine Operators Union, etc. to the Supreme Court of the State of New York.

On consideration of the petition for a writ of certiorari herein to the Supreme Court of the State of New York, and of the argument of counsel thereupon had,

It is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Rudolfo Dobra,

Petitioner,

610 vs.

Owen F. Lindsey, United States Immigration Inspector. On petition for writ of certiorari to the United States Circuit Court of Appeals for the Fifth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Fifth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Industrial Commission of Illinois, et al., Petitioners,

612 vs.

Illinois Central Railroad Company. On petition for writ of certiorari to the Supreme Court of the State of Illinois.

On consideration of the petition for a writ of certiorari herein to the Supreme Court of the State of Illinois, and of the argument of counsel thereupon had,

It is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Frank Tennyson Neely,
Petitioner,
622 vs.
Everett Stacy, Clifford Stacy, et al.

On petition for writ of certiorari to the Court of Errors and Appeals of the State of New Jersey.

On consideration of the petition for a writ of certiorari herein to the Court of Errors and Appeals of the State of New Jersey, and of the argument of counsel thereupon had,

It is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Richmond, Fredericksburg & Potomac Railroad Co.,
Petitioner,
633 vs.
J. R. McCarl, Comptroller General of the United States.

On consideration of the motion of Mr. Solicitor General Thacher for leave to file brief for the respondent in this cause,

It is ordered by this Court that the said motion be, and the same is hereby, granted; said brief to be filed by February 27th next.

Per Mr. Chief Justice Hughes.

Bemis Bro. Bag Company,
Petitioner,
515 vs.
The United States of America.

On motion made to the Court by Mr. Percy W. Phillips in that behalf, leave was granted to file brief of Kingman Brewster, James S. Y. Ivins, and Percy W. Phillips, as amicus curiae in this cause.

The State of Washington, Complainant,
17, Original. vs.
The State of Oregon.

The return of the complainant to the rule to show cause and motion for the appointment of a Special Master herein was submitted to the consideration of the Court by Mr. Blaine Mallan in behalf of counsel for complainant.

State of Nevada, Complainant, 3, Original. vs. Crown Williamette Paper Company.	The returns to rules to show cause and stipulation to continue this case was presented.
Commissioner of Internal Revenue, 562 vs. The Independent Life Insurance Company.	The motion to bring up the entire record and cause herein was submitted to the consideration of the Court by Mr. J. A. Newman for the Independent Life Insurance Company.
The People of Puerto Rico, Petitioner, 492 vs. Russell & Company, et al.	The argument of this case was continued by Mr. William Cattron Rigby and Mr. Fred W. Llewellyn for the petitioner, and concluded by Mr. Francis E. Neagle for the respondents.

George Weems Williams, Receiver of the Washington, Baltimore and Annapolis Electric Railroad Co., Petitioner,
513 vs.
Mayor and City Council of Baltimore;
George Weems Williams, Receiver of the Washington, Baltimore and Annapolis Electric Railroad Co., Petitioner,
514 vs.
Mayor, Counselor and Aldermen of the City of Annapolis.

The argument of these cases was commenced by Mr. William L. Rawls for the petitioner; continued by Mr. Lawrence B. Fenneman for the respondents in No. 513; by Mr. Roscoe C. Rowe for the respondents in No. 514; by Mr. R. E. Lee Marshall for the respondents in No. 513; and concluded by Mr. George Weems Williams for the petitioner.

Demis Bro. Bag Company, Petitioner, 515 vs. The United States of America.	The argument of this case was commenced by Mr. Abraham Lowenhaupt for the petitioner.

Proclamation being made the Court is adjourned until to-morrow at 12 o'clock.

TUESDAY, FEBRUARY 14, 1933

Pursuant to adjournment the Court met at the Capitol.

PRESENT:

The Honorable Charles E. Hughes, Chief Justice,
James C. McReynolds,
Louis D. Brandeis,
George Sutherland,
Pierce Butler,
Harlan F. Stone,
Owen J. Roberts,
Benjamin N. Cardozo, Associate Justices.
Frank K. Green, Esquire, Marshal,
Charles Elmore Cropley, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. Wright Matthews, It is ordered that Carl Clifton Owens, Esquire, of Washington, District of Columbia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Oliver B. Thorgrimson, It is ordered that R. J. Venables, Esquire, of Seattle, State of Washington, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Fred S. Purnell, It is ordered that Perry Smith, Esquire, of Terre Haute, State of Indiana, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Fred S. Purnell, It is ordered that J. Frank Adams, Esquire, of Brazil, State of Indiana, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Joseph A. Albrecht, It is ordered that Frank J. Maguire, Esquire, of Buffalo, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Joseph A. Albrecht, It is ordered that Edward N. Mills, Esquire, of Buffalo, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Amos W. W. Woodcock, It is ordered that William C. Purnell, Esquire, of Baltimore, State of Maryland, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

Tunnel Railroad of St. Louis, Petitioner,
552 vs.
Commissioner of Internal Revenue;
St. Louis Bridge Co., Petitioner,
553 vs.
Commissioner of Internal Revenue;
Tunnel Railroad of St. Louis, Petitioner,
554 vs.
Commissioner of Internal Revenue;
St. Louis Bridge Company, Petitioner,
555 vs.
Commissioner of Internal Revenue;
Terminal Railroad Association of St. Louis, Petitioner,
556 vs.
Commissioner of Internal Revenue;
Terminal Railroad Association of St. Louis, Petitioner,
557 vs.
Commissioner of Internal Revenue;

On consideration of the motion to stay the issuance of the orders denying the petition for writs of certiorari in these causes,

It is ordered by this Court that the said motion be, and the same is hereby, granted.

Bemis Bro. Bag Company,
Petitioner,
515 vs.
The United States of America.

The argument of this case was continued by Mr. Abraham Lowenhaupt for the petitioner, by Mr. Erwin N. Griswold for the respondent, and concluded by Mr. Abraham Lowenhaupt for the petitioner.

Central Transfer Company,
Petitioner,
523 vs.
Terminal Railroad Association of St. Louis, et al.

The argument of this case was commenced by Mr. Glendy B. Arnold for the petitioner, continued by Mr. C. S. Burg and Mr. H. H. Larimore for the respondents, and concluded by Mr. Glendy B. Arnold for the petitioner.

The Baltimore and Ohio Railroad Company, et al., Petitioners,
526 vs.
A. Spates Brady.

The argument of this case was commenced by Mr. George M. Hoffheimer for the petitioners, and continued by Mr. George T. Bell for the respondent.

Proclamation being made the Court is adjourned until to-morrow at 12 o'clock noon.

Pursuant to adjournment the Court met at the Capitol.

PRESENT:

The Honorable Charles E. Hughes, Chief Justice,
James C. McReynolds,
Louis D. Brandeis,
George Sutherland,
Pierce Butler, Associate Justices.
Harlan F. Stone,
Owen J. Roberts,
Benjamin N. Cardozo,
Frank K. Green, Esquire, Marshal,
Charles Elmore Cropley, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. Edmund M. Toland, It is ordered that G. C. Mann, Esquire, of Laredo, State of Texas, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. William S. Hodges, It is ordered that Harold Olsen, Esquire, of Minneapolis, State of Minnesota, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. William S. Hodges, It is ordered that Raymond G. Mullee, Esquire, of New York City, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

The Baltimore and Ohio Railroad Company, et al., Petitioners, 526 vs. A. Spates Brady.	The argument of this case was continued by Mr. George T. Bell for the respondent, and concluded by Mr. Eugene S. Williams for the petitioners.
Pacific Coast Steel Company, Petitioner, 518 vs. John P. McLaughlin, United States Collector of Internal Revenue, etc.	This case was argued by Mr. George H. Koster for the petitioner, and by Mr. Assistant Attorney General Youngquist for the respondent.
The Moffat Tunnel League, et al., Appellants, 499 vs. The United States of America, et al.	This case was argued by Mr. Albert L. Vogl for the appellants; by Mr. Nelson Thomas for the appellees, The United States, and the Interstate Commerce Commission; and by Mr. Henry McAllister for the appellee, Denver & Rio Grande Western Railroad Company.
David Burnet, Commissioner of Internal Revenue, Petitioner, 541 vs. A. T. Jergins Trust.	The argument of this case was commenced by Mr. Assistant Attorney General Youngquist for the petitioner.

Proclamation being made the Court is adjourned until to-morrow at 12 o'clock.

Pursuant to adjournment the Court met at the Capitol.

PRESENT:

The Honorable Charles E. Hughes, Chief Justice,
James C. McReynolds,
Louis D. Brandeis,
George Sutherland,
Pierce Butler, Associate Justices.
Harlan F. Stone,
Owen J. Roberts,
Benjamin N. Cardozo,
Frank K. Green, Esquire, Marshal,
Charles Elmore Cropley, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. Lester L. Falk, It is ordered that Jess Halsted, Esquire, of Chicago, State of Illinois, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Henry Culbertson Clark, It is ordered that Elmer Theodore Kemper, Esquire, of Lyons, State of Kansas, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. David Weiner, It is ordered that Louis Auerbacher, Jr., Esquire, of Newark, State of New Jersey, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Horace Russell, It is ordered that Joseph H. Steinhardt, Esquire, of Newark, State of New Jersey, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Fulton M. Brylawski, It is ordered that Benjamin Pepper, Esquire, of New York City, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Fulton M. Brylawski, It is ordered that Alan S. Hays, Esquire, of New York City, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Thomas J. Walsh, It is ordered that Peter A. Mapiecinski, Esquire, of Milwaukee, State of Wisconsin, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. John P. Bramhall, It is ordered that Ira B. Burns, Esquire, of Kansas City, State of Missouri, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. John J. O'Connor, It is ordered that Isadore H. Hurowitz, Esquire, of Springfield, State of Massachusetts, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. William R. Vallance, It is ordered that Joseph Lorenz, Esquire, of New York City, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. C. Aaron Youngquist, It is ordered that John J. Walsh, Jr., Esquire, of Boston, State of Massachusetts, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. James Quarles, It is ordered that George P. Ettenheim, Esquire, of Milwaukee, State of Wisconsin, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

David Burnet, Commissioner of Internal Revenue, Petitioner,
541 vs.
A. T. Jergins Trust.

The argument of this case was continued by Mr. Assistant Attorney General Youngquist for the petitioner; by Mr. Marc F. Mitchell for the respondent; and concluded by Mr. A. Calder Mackay for the respondent.

J. T. Roberts, Appellant,
516 vs.
Richland Irrigation District, et al. etc.

This case was argued by Mr. R. J. Venables for the appellant, and by Mr. C. B. Thorgrimson for the appellees.

Arthur C. Harvey Company, Petitioner,
537 vs.
John F. Malley and/or Malcolm E. Nichols, Former Collectors.

The argument of this case was commenced by Mr. C. Walker Taylor for the petitioner, and continued by Mr. Paul D. Miller for the respondents.

Proclamation being made the Court is adjourned until to-morrow at 12 o'clock.

FRIDAY, FEBRUARY 17, 1933

Pursuant to adjournment the Court met at the Capitol.

PRESENT:

The Honorable Charles E. Hughes, Chief Justice,
Willis Van Devanter,
James C. McReynolds,
Louis D. Brandeis,
George Sutherland, Associate Justices.
Pierce Butler,
Harlan F. Stone,
Owen J. Roberts,
Benjamin N. Cardozo,
Frank K. Green, Esquire, Marshal,
Charles Elmore Cropley, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. John J. Blaine, It is ordered that Miss Elsie M. Wood, of Boscobel, State of Wisconsin, be admitted to practice as an Attorney and Counsellor of this Court, and she was sworn accordingly.

On motion first made to the Court in this behalf by Mr. C. Ellis Moore, It is ordered that Charles S. Sheppard, Esquire, of Cambridge, State of Ohio, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Frank P. Walsh, It is ordered that John Walsh, Esquire, of Kansas City, State of Missouri, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

Arthur C. Harvey Company, Petitioner, 537 vs. John F. Malley and/or Malcolm E. Nichols, Former Collectors.	The argument of this case was continued by Mr. Paul D. Miller for the respondents, and concluded by Mr. O. Walker Taylor for the petitioner.
Levering & Garrigues Company, et al., Petitioners, 423 vs. Paul J. Morrin, Individually, etc., et al.	This case was argued by Mr. Merritt Lane for the petitioners, and by Mr. Frank P. Walsh for the respondents.
Philip Hurn and Percy Morgan, Jr., Petitioners, 565 vs. Fulton Oursler, et al.	This case was argued by Mr. Joseph Lorenz for the petitioners; by Mr. Alan S. Hays for the respondent Fulton Oursler; by Mr. Benjamin Pepper for the respondents, Albert Lewis and Sam H. Harris; and the case was submitted by Emily Holt for the respondent Lowell Brentano.
Board of Trustees of the University of Illinois, Petitioner, 538 vs. The United States of America.	This case was argued by Mr. Sveinbjorn Johnson for the petitioner, and by Mr. Solicitor General Thacher for the respondent.
The People of the State of New York ex rel. New York and Albany Lighterage Company, Appellants, 583 vs. Thomas M. Lynch, et al., etc.	This case was submitted by Miss Winifred Sullivan for the appellants, and by Mr. Wendell P. Brown for the appellees.

Proclamation being made the Court is adjourned until Monday, February 20, next, at 12 o'clock.

MONDAY, FEBRUARY 20, 1933

Pursuant to adjournment the Court met at the Capitol.

PRESENT:

The Honorable Charles E. Hughes, Chief Justice,
Willis Van Devanter,
Louis D. Brandeis,
Pierce Butler,
Harlan F. Stone,
Owen J. Roberts,
Benjamin N. Cardozo, Associate Justices.
Frank K. Green, Esquire, Marshal,
Charles Elmore Cropley, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. Arthur H. Greenwood, It is ordered that Courtland C. Gillen, Esquire, of Greencastle, State of Indiana, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. May W. Bedrow, It is ordered that Graham R. Hall, Esquire, of Little Rock, State of Arkansas, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Henry Calver, It is ordered that Joseph A. Locke, Esquire, of Boston, State of Massachusetts, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. James Grafton Rogers, It is ordered that Robert G. Bosworth, Esquire, of Denver, State of Colorado, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Whitney North Seymour, It is ordered that George Rogers, Esquire, of Omaha, State of Nebraska, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Burnett M. Chiperfield, It is ordered that Clarence W. Heyl, Esquire, of Peoria, State of Illinois, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Burnett M. Chiperfield, It is ordered that William P. Holaday, Esquire, of Danville, State of Illinois, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Fred C. Gilchrist, It is ordered that William Allen Whitfield, Esquire, of Des Moines, State of Iowa, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. David J. Shorb, It is ordered that G. Lynn Barry, Esquire, of Washington, District of Columbia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Walter F. George, It is ordered that T. Hoyt Davis, Esquire, of Vienna, State of Georgia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Solicitor General Thacher, It is ordered that Sanford Bates, Esquire, of Boston, State of Massachusetts, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Fred H. Dominick, It is ordered that James B. Pruitt, Esquire, of Anderson, State of South Carolina, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Simon H. Rifkind, It is ordered that Howard A. Newman, Esquire, of New York City, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Burnett M. Chiperfield, It is ordered that James M. Dyer, Esquire, of Hoopeston, State of Illinois, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

The Chief Justice said:

"The orders of the Court appear upon the list certified to by the Chief Justice and filed with the Clerk and will not be announced orally."

The People of the State of New York ex rel. New York and Albany Lighterage Company,	Appellants,	Appeal from the Supreme Court
582 vs.		of the State of New York,
Thomas M. Lynch, John J. Merrill, and Mark Graves, Tax Commissioners of the State of New York.		County of Albany.

This cause came on to be heard on the transcript of the record from the Supreme Court of the State of New York, County of Albany, and was argued by counsel.

On consideration whereof, It is now here ordered and adjudged by this Court that the judgment of the Court of Appeals of the State of New York, in this cause, be, and the same is hereby, affirmed with costs.

Per Mr. Chief Justice Hughes.

Victor Westling,

Appellant,

583 vs.

The United States of America.

Appeal from the United States Circuit Court of Appeals for the Eighth Circuit.

This cause came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Eighth Circuit, and was argued by counsel.

On consideration whereof, It is ordered and adjudged by this Court that the appeal herein be, and the same is hereby, dismissed for the want of jurisdiction.

Per Mr. Chief Justice Hughes.

George Morrison and H. K. Ozaki,

Appellants,

662 vs.

The People of the State of California.

Appeal from the District Court of Appeal, 4th Appellate District, State of California.

This cause came on to be heard on the transcript of the record from the District Court of Appeal, 4th Appellate District, State of California, and was argued by counsel.

On consideration whereof, It is now here ordered and adjudged by this Court that this appeal be, and the same is hereby, dismissed for the want of jurisdiction.

Per Mr. Chief Justice Hughes.

Harold E. Long, Appellant,

671 vs.

Edward L. Kelley, Charles D. Rosa and W. J. Conway, Constituting the Wisconsin Tax Commission, et al.

Appeal from the Supreme Court of the State of Wisconsin.

This cause came on to be heard on the transcript of the record from the Supreme Court of the State of Wisconsin, and was argued by counsel.

On consideration whereof, It is now here ordered and adjudged by this Court that this appeal be, and the same is hereby, dismissed for the want of jurisdiction.

Per Mr. Chief Justice Hughes.

Commissioner of Internal Revenue,
562 vs.
The Independent Life Insurance Company.

On certificate from the United States Circuit Court of Appeals for the Sixth Circuit.

On consideration of the motion by counsel for the Independent Life Insurance Company to bring up the entire record and cause herein,

It is ordered by this Court that the said motion be, and the same is hereby, denied.

And it is further ordered that the certificate herein be, and the same is hereby, dismissed.

Per Mr. Chief Justice Hughes.

The State of Nevada, Complainant,
3, Original. vs.
Crown Willamette Paper Company.

Order.

The returns of the parties to the rule issued herein January 23, 1933 to show cause why this case should not be dismissed, are received and filed. Pursuant to stipulation of the parties, this cause is continued to the October Term, 1933; and the parties are directed to make further reports as to the status of this cause on or before Monday, October 2, 1933.

Per Mr. Chief Justice Hughes.

The State of Washington, Complainant,
17, Original. vs.
The State of Oregon.

Order.

The return of the complainant to the rule issued herein to show cause why this case should not be dismissed for the want of prosecution, is received and filed.

The motion for the appointment of a special master is granted, and it is ordered that William W. Ray, Esquire, of Salt Lake City, Utah, be, and he is hereby, appointed special master in this cause, with authority to summon witnesses, issue subpoenas, and to take such evidence as may be introduced and such as he may deem it necessary to call for. The master is directed to make findings of fact and conclusions of law, and to submit the same to this Court with all convenient speed, together with his recommendations for a decree. The findings, conclusions and recommendations of the master shall be subject to consideration, revision or approval by the Court. The master shall be allowed his actual expenses and a reasonable compensation for his services to be fixed hereafter by the Court. The allowances to him, the compensation paid to his

clerical assistants, and the cost of printing his report shall be charged against and be borne by the parties in such proportions as the Court hereafter may direct. If the appointment herein made of a master is not accepted, or if the place becomes vacant during the recess of the Court, the Chief Justice shall have authority to make a new designation which shall have the same effect as if originally made by the Court herein.

Per Mr. Chief Justice Hughes.

Maude E. Bourke, as Administratrix of the Estate of Joseph D. Bourke, deceased, Petitioner,
673 vs.
Pennsylvania Railroad Company.

On consideration of the motion for leave to proceed in forma pauperis in this cause,
It is ordered by this Court that the said motion be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Maude E. Bourke, as Administratrix of the Estate of Joseph D. Bourke, Deceased, Petitioner,
673 vs.
Pennsylvania Railroad Company.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Sixth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Sixth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Ed O. Ellis,

Petitioner,

674 vs.

The United States of America.

On consideration of the motion for leave to proceed in forma pauperis in this cause,

It is ordered by this Court that the said motion be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Ed O. Ellis,

Petitioner,

674 vs.

The United States of America.

On petition for writ of certiorari to the UnitedStates Circuit Court of Appeals for the Fifth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Fifth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

The State of Washington on the relation of Bond & Goodwin & Tucker, Incorporated, a Dissolved Delaware Corporation,

Appellant,

663 vs.

Superior Court of the State of Washington for Spokane County, et al.

In this case probable jurisdiction is noted.

Per Mr. Chief Justice Hughes.

Michael J. Healy, Chief of Police of the City of Manchester, New Hampshire, Appellant,
669 vs.
Louis D. Ratta.

Appeal from the District Court of the United States for the District of New Hampshire,

Order.

In this case probable jurisdiction is noted. The Court desires to hear argument upon the question: (a) whether a case for equitable relief is shown; (b) whether the amount in controversy is such as to sustain the jurisdiction of the court below; and (c) whether the defendant-appellant is a state officer within the meaning of sec. 266, Judicial Code, as amended (43 Stat. 936, 938; U. S. Code, Title 28, sec. 380).

Per Mr. Chief Justice Hughes.

Michael J. Healy, Chief of Police of the City of Manchester, New Hampshire, Appellant,
669 vs.
Louis D. Ratta.

On consideration of the motion to advance this cause, It is now here ordered by the Court that said motion be, and the same is hereby, granted, and the cause assigned for argument on Monday, March 13 next, after the cases heretofore assigned for that day.

Per Mr. Chief Justice Hughes.

Royal Indemnity Company, Parkes D. Wendell, Charles T. Trigg, et al., Petitioners,
585 vs.
American Bond & Mortgage Company.

Order allowing certiorari.

The petition herein for a writ of certiorari to the United States Circuit Court of Appeals for the Seventh Circuit is granted. And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

Royal Indemnity Company, Parkes D. Wendell, Charles T. Trigg, et al., Petitioners,
586 vs.
American Bond & Mortgage Company.

Order allowing certiorari.

The petition herein for a writ of certiorari to the United States Circuit Court of Appeals for the Seventh Circuit is granted. And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

Paul Morton, Petitioner,
638 vs.
The United States of America.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Seventh Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Seventh Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied for the reason that application for the writ of certiorari was not made within the time provided by law.

Per Mr. Chief Justice Hughes.

The Hazelett Storage Battery Company, Petitioner,
579 vs.
The Western Battery and Supply Company.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Eighth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Eighth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Gordon A. Webster,

Petitioner,

580 vs.

The Western Battery and Supply Company.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Eighth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Eighth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

New Amsterdam Casualty Company,

Petitioner,

611 vs.

Robert J. Hoage, Deputy United States Employees' Compensation Commissioner for the District of Columbia.

On petition for writ of certiorari to the Court of Appeals of the District of Columbia.

On consideration of the petition for a writ of certiorari herein to the Court of Appeals of the District of Columbia, and of the argument of counsel thereupon had,

It is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Westerlin & Campbell Company,

Petitioner,

621 vs.

Michigan Artificial Ice Products Company, Fred A. Chapman and Michigan Ice and Cold Storage Company.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Sixth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Sixth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Geophysical Exploration Company,
Petitioner,
624 vs.
Henry Klodginski and Mary Klodginski.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Fifth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Fifth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

W. Clyde Smith,
Petitioner,
625 vs.
The United States of America.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Fifth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Fifth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Carl A. Schug, Trustee in Bankruptcy of Winner-Franck Baking Company,
Petitioner,
629 vs.
Norman S. Caldwell, Joseph W. Franck, Ella Fessler, etc.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Third Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Third Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Southeastern Investment Company of Savannah, Georgia, Petitioner,
630 vs.
William A. Tobler, and The Union & New Haven Trust Company, as Receivers, etc.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Second Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

John Bartosik, Petitioner,
632 vs.
The Chicago River & Indiana Railroad Company.

On petition for writ of certiorari to the Appellate Court, First District, State of Illinois.

On consideration of the petition for a writ of certiorari herein to the Appellate Court, First District, State of Illinois, and of the argument of counsel thereupon had,

It is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

The State of Wisconsin, Complainant,
20, Original. vs.
The State of Michiga.

The reply to the answer herein was presented.

Proclamation being made the Court is adjourned until Saturday, March 4 next, at 11 o'clock.

SATURDAY, MARCH 4, 1933

Pursuant to adjournment the Court met at the Capitol.

PRESENT:

The Honorable Charles E. Hughes, Chief Justice,
Willis Van Devanter,
James C. McReynolds,
Louis D. Brandeis,
Pierce Butler, Associate Justices.
Harlan F. Stone,
Owen J. Roberts,
Benjamin N. Cardozo,
Frank K. Green, Esquire, Marshal,
Charles Elmore Cropley, Clerk.

Proclamation being made the Court is opened.

The Chief Justice said:

"The orders of the Court appear upon the list certified to by the Chief Justice and filed with the Clerk and will not be announced orally."

The State of Wisconsin, Complainant,
80, Original. vs.
The State of Michigan.

The reply to the defendant's answer is received and ordered filed.
Per Mr. Chief Justice Hughes.

W. F. H. Blanton, Petitioner,
716 vs.
The Great Atlantic & Pacific Tea Company.

On consideration of the motion for leave to proceed in forma pauperis in this cause,
It is ordered by this Court that the said motion be, and the same is hereby, denied.
Per Mr. Chief Justice Hughes.

W. F. H. Blanton,

Petitioner,

716 vs.

The Great Atlantic & Pacific Tea Company.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Fifth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Fifth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Missouri State Life Insurance Company,

Petitioner,

648 vs.

Marion Johnson.

On petition for writ of certiorari to the Supreme Court of the State of Arkansas.

On consideration of the petition for a writ of certiorari herein to the Supreme Court of the State of Arkansas, and of the argument of counsel thereupon had,

It is now here ordered by this Court that the said petition be, and the same is hereby, denied upon the ground that the judgment sought here to be reviewed is joint and the record fails to disclose summons and severance.

Per Mr. Chief Justice Hughes.

Columbia-Deschutes Power Company,

Appellant,

694 vs.

Charles E. Stricklin, as State Engineer of the State of Oregon.

Further consideration of the question of the jurisdiction of this Court in this case is postponed to the hearing of the case on the merits.

Per Mr. Chief Justice Hughes.

David Daube,

Petitioner,

634 vs.

The United States.

Order allowing certiorari.

The petition herein for a writ of certiorari to the Court of Claims is granted, limited to the question raised by the assessment for the year 1919.

And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

Fidelity and Deposit Company of Maryland,

Petitioner,

626 vs.

George C. Arenz.

Order allowing certiorari.

The petition herein for a writ of certiorari to the United States Circuit Court of Appeals for the Ninth Circuit is granted. And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

E. W. Backus, E. W. Decker and Charles Fowler, Receivers of Minnesota and Ontario Paper Company,

Petitioners,

603 vs.

The United States.

On petition for writ of certiorari to the Court of Claims.

On consideration of the petition for a writ of certiorari herein to the Court of Claims and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

The Western Shade Cloth Company,

Petitioner,

614 vs.

The United States.

On petition for writ of certiorari to the Court of Claims.

On consideration of the petition for a writ of certiorari herein to the Court of Claims and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Allen Pope,

Petitioner,

620 vs.

The United States.

On petition for writ of certiorari to the Court of Claims.

On consideration of the petition for a writ of certiorari herein to the Court of Claims and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Jama A. White,

Petitioner,

631 vs.

Portia Law School, Arthur W. MacLean and Bessie Nadine Paige.

On petition for writ of certiorari to the Supreme Judicial Court, County of Suffolk, State of Massachusetts.

On consideration of the petition for a writ of certiorari herein to the Supreme Judicial Court, County of Suffolk, State of Massachusetts, and of the argument of counsel thereupon had,

It is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Louis J. Castellano, as Trustee in Bankruptcy of Island Dredging Company, Petitioner,
635 vs.
Globe Indemnity Company.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Second Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Wendell P. Barker, Petitioner,
637 vs.
Samuel Fischer, as Trustee in Bankruptcy of the Estate of Charles H. Wilson, Bankrupt.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Second Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Maryland Casualty Company, Petitioner,
641 vs.
Kathleen Kramer.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Fifth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Fifth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Edgar P. Lewis & Sons, Inc.,
Petitioner,
654 vs.
Mars, Incorporated.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the First Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the First Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Fulton Bag & Cotton Mills,
Petitioner,
605 vs.
The United States.

On petition for writ of certiorari to the Court of Claims.

On consideration of the petition for a writ of certiorari herein to the Court of Claims and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Radio Investment Company, Inc.,
(Station W.N.J.),
Petitioner,
636 vs.
Federal Radio Commission, New Jersey Broadcasting Corporation.

On petition for writ of certiorari to the Court of Appeals of the District of Columbia.

On consideration of the petition for a writ of certiorari herein to the Court of Appeals of the District of Columbia, and of the argument of counsel thereupon had,

It is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Anna S. Williams, Individually and as Administratrix De Bonis Non of the Estate of Thomas Williams, Deceased, Petitioner,

642 vs.

Frank H. Williams.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Seventh Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Seventh Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Hazel T. Power, Petitioner,

644 vs.

Commissioner of Internal Revenue.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Eighth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Eighth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Irving Trust Company, Receiver, Petitioner,

645 vs.

The United States of America.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Second Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Seward National Bank of New York,

Petitioner,

646 vs.

Harold L. Fierman, as Trustee in bankruptcy of Ralph S. McConnell.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Second Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Title Insurance and Trust Company, Executor and Trustee under the Last Will and Testament of Emil Firth, Deceased, Petitioner,

647 vs.

Rex B. Goodcell, Collector of Internal Revenue for the Sixth District of California.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Ninth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Ninth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Willie Beland James,

Petitioner,

651 vs.

The United States of America.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Fifth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Fifth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

The Commonwealth of Virginia and
State Corporation Commission,
Petitioners,
655 vs.
Appalachian Electric Power Company (of Virginia).

On petition for writ of certiorari to the Supreme Court of Appeals of the State of Virginia.

On consideration of the petition for a writ of certiorari herein to the Supreme Court of Appeals of the State of Virginia, and of the argument of counsel thereupon had,

It is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Capitol Iron & Metal Company and
Commercial Standard Insurance Company,
Petitioners,
656 vs.
Bud Rogers and the State Industrial Commission of the State of Oklahoma.

On petition for writ of certiorari to the Supreme Court of the State of Oklahoma.

On consideration of the petition for a writ of certiorari herein to the Supreme Court of the State of Oklahoma, and of the argument of counsel thereupon had,

It is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Union Solvents Corporation,
Petitioner,
664 vs.
Guaranty Trust Company of New York, The Butacet Corporation and Commercial Solvents Corporation.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Third Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Third Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Relmar Holding Company, Inc.,

Petitioner,

665 vs.

Honorable Martin T. Manton, United States Senior Circuit Judge, etc., et al.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Second Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Suffern National Bank and Trust Company,

Petitioner,

708 vs.

Robert F. Ash, James A. Parr and Mountain View Brick Company.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Second Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

ORDER.

The call for the week of March 13 shall be as follows: Nos. 594, 535, 567, 653, 669, 683, 260, 517, and 547.

Per Mr. Chief Justice Hughes.

The call for the week of March 20 shall be as follows: Nos. 559, 564, 571, 585 (and 586), 587, 589, 595, 601, 623, 627, 643 and 663.

Per Mr. Chief Justice Hughes.

The Court took a recess for the purpose of attending the inauguration of the President of the United States.

The oath of office was administered to the Honorable Franklin Delano Roosevelt as President of the United States by the Chief Justice, and the Court reconvened.

Proclamation being made the Court is adjourned until Monday, March 13, at 12 o'clock

MONDAY, MARCH 13, 1933

Pursuant to adjournment the Court met at the Capitol.

PRESENT.

The Honorable Charles E. Hughes, Chief Justice,
Willis Van Devanter,
James C. McReynolds,
Louis D. Brandeis,
George Sutherland,
Pierce Butler,
Harlan F. Stone,
Owen J. Roberts,
Benjamin N. Cardozo,
Frank K. Green, Esquire, Marshal,
Charles Elmore Cropley, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. Solicitor General Thacher, It is ordered that Hubert T. Delany, Esquire, of New York City, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Chester J. Gerkin, It is ordered that Henry T. Duncan, Esquire, of Lexington, State of Kentucky, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Seth W. Richardson, It is ordered that Harry Lashkowitz, Esquire, of Fargo, State of North Dakota, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Claude A. Fuller, It is ordered that J. S. Holt, Esquire, of Fort Smith, Arkansas, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Roy St. Lewis, It is ordered that Alexander J. Lindsay, Esquire, of New York City, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Gordon Browning, It is ordered that Jeff T. Jones, Esquire, of Washington, District of Columbia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Heartsill Ragon, It is ordered that R. W. Robins, Esquire, of Conway, State of Arkansas, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Roy St. Lewis, It is ordered that James S. Twyford, Esquire, of Oklahoma City, State of Oklahoma, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

Mr. Solicitor General Thacher presented the Honorable Homer S. Cummings, Attorney General of the United States, and it was ordered that his commission be recorded.

Which said commission is in the words and figures following, viz:

"FRANKLIN D. ROOSEVELT,

PRESIDENT OF THE UNITED STATES OF AMERICA,

To all who shall see these presents, Greeting:

Know ye, that reposing special trust and confidence in the Patriotism, Integrity and Abilities of Homer S. Cummings, of Connecticut, I have nominated, and, by and with the advice and consent of the Senate, do appoint him Attorney General and do authorize and empower him to execute and fulfil the duties of that Office according to law, and to have and to hold the said Office, with all the powers, privileges and emoluments to the same of right appertaining, unto him the said Homer S. Cummings during the pleasure of the President of the United States, for the time being.

In testimony whereof, I have caused these Letters to be made Patent, and the Seal of the United States to be hereunto affixed.

Done at the City of Washington this fourth day of March, in the year of our Lord one thousand, nine hundred and thirty-three, and of the Independence of the United States of America the one hundred and fifty-seventh.

By the President:

CORDELL HULL,

Secretary of State.

(SEAL)

FRANKLIN D. ROOSEVELT."

On motion first made to the Court in this behalf by Mr. Roy St. Lewis, It is ordered that Alexander J. Lindsay, Esquire, of New York City, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Gordon Browning, It is ordered that Jeff T. Jones, Esquire, of Washington, District of Columbia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Heartsill Ragon, It is ordered that R. W. Robins, Esquire, of Conway, State of Arkansas, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Roy St. Lewis, It is ordered that James S. Twyford, Esquire, of Oklahoma City, State of Oklahoma, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

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In testimony whereof, I have caused these Letters to be made Patent, and the Seal of the United States to be hereunto affixed.

Done at the City of Washington this fourth day of March, in the year of our Lord one thousand, nine hundred and thirty-three, and of the Independence of the United States of America the one hundred and fifty-seventh.

By the President:

CORDELL HULL,

Secretary of State.

(SEAL)

FRANKLIN D. ROOSEVELT."

Genevieve A. Clark, Petitioner,
vs.
The United States of America.

On writ of certiorari to the United States Circuit Court of Appeals for the Eighth Circuit.

531

This cause came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Eighth Circuit, and was argued by counsel.

On consideration whereof, It is ordered and adjudged by this Court that the judgment of the said United States Circuit Court of Appeals, in this cause, be, and the same is hereby, affirmed; and that this cause be, and the same is hereby, remanded to the District Court of the United States for the District of Minnesota.

Per Mr. Justice Cardozo.

Charles W. Anderson, Collector of Internal Revenue for the Third District of New York, Petitioner,
vs.
Marian Steedman Wilson, Robert Goelet, and Harlem G. Rubert, as Executors of the Estate of Richard T. Wilson, Jr., Deceased.

On writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

460

This cause came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Second Circuit, and was argued by counsel.

On consideration whereof, It is ordered and adjudged by this Court that the judgment of reversal of the said United States Circuit Court of Appeals, in this cause, be, and the same is hereby, affirmed, costs to be taxed against the respondents; and that this cause be, and the same is hereby, remanded to the District Court of the United States for the Southern District of New York with instructions to dismiss the complaint.

Per Mr. Justice Cardozo.

Marian Steedman Wilson, Robert Goelet,
and Harlam G. Rubert, as Executors
of the Estate of Richard T. Wilson,
Jr., Deceased, Petitioners,
461 vs.
Charles W. Anderson, Collector of
Internal Revenue for the Third
District of New York.

On writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

This cause came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Second Circuit, and was argued by counsel.

On consideration whereof, It is ordered and adjudged by this Court that the judgment of reversal of the said United States Circuit Court of Appeals, in this cause, be, and the same is hereby, affirmed with costs; and that this cause be, and the same is hereby, remanded to the District Court of the United States for the Southern District of New York with instructions to dismiss the complaint.

Per Mr. Justice Cardozo.

Bemis Bro. Bag Company,
Petitioner,
515 vs.
The United States of America.

On writ of certiorari to the United States Circuit Court of Appeals for the Eighth Circuit.

This cause came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Eighth Circuit, and was argued by counsel.

On consideration whereof, It is ordered and adjudged by this Court that the judgment of the said United States Circuit Court of Appeals, in this cause, be, and the same is hereby, reversed, with interest on the refund in question according to law; and that this cause be, and the same is hereby, remanded to the District Court of the United States for the Eastern District of Missouri for further proceedings in conformity with the opinion of this Court.

Per Mr. Justice Cardozo.

George Weems Williams, Receiver of the
Washington, Baltimore and Annapolis
Electric Railroad Company, Petitioner,
513 vs.
Mayor and City Council of Baltimore.

On writ of certiorari to the United States Circuit Court of Appeals for the Fourth Circuit.

This cause came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Fourth Circuit, and was argued by counsel.

On consideration whereof, It is ordered, adjudged, and decreed by this Court that the decree of the said United States Circuit Court of Appeals, in this cause, be, and the same is hereby, reversed with costs; and that this cause be, and the same is hereby, remanded to the District Court of the United States for the District of Maryland for further proceedings in conformity with the opinion of this Court.

Per Mr. Justice Cardozo.

George Weems Williams, Receiver of the
Washington, Baltimore and Annapolis
Electric Railroad Company, Petitioner,
514 vs.
Mayor, Counselor, and Alderman of
the City of Annapolis.

On writ of certiorari to the United States Circuit Court of Appeals for the Fourth Circuit.

This cause came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Fourth Circuit, and was argued by counsel.

On consideration whereof, It is ordered, adjudged, and decreed by this Court that the decree of the said United States Circuit Court of Appeals, in this cause, be, and the same is hereby, reversed with costs; and that this cause be, and the same is hereby, remanded to the District Court of the United States for the District of Maryland for further proceedings in conformity with the opinion of this Court.

Per Mr. Justice Cardozo.

George B. Monroe, Receiver, Petitioner, vs. Louis Raphael. — On writ of certiorari to the United States Circuit Court of Appeals for the First Circuit.

407

This cause came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the First Circuit, and was argued by counsel.

On consideration whereof, It is ordered, adjudged, and decreed by this Court that the decree of the said United States Circuit Court of Appeals, in this cause, be, and the same is hereby, reversed with costs; and that this cause be, and the same is hereby, remanded to the District Court of the United States for the District of Massachusetts for further proceedings in conformity with the opinion of this Court.

Per Mr. Justice Roberts.

The United States of America, Interstate Commerce Commission, The Northwest Petroleum Association, et al., Appellants, vs. Northern Pacific Railway Company, et al. — Appeal from the District Court of the United States for the District of Minnesota.

470

This cause came on to be heard on the transcript of the record from the District Court of the United States for the District of Minnesota, and was argued by counsel.

On consideration whereof, It is ordered, adjudged, and decreed by this Court that the decree of the said District Court in this cause be, and the same is hereby, reversed; and that this cause be, and the same is hereby, remanded to the said District Court for further proceedings in conformity with the opinion of this Court.

Per Mr. Justice Roberts.

D. B. Heiner, Collector of Internal Revenue for the Twenty-third District of Pennsylvania,

Petitioner,

476 vs.

Diamond Alkali Company.

On writ of certiorari to the United States Circuit Court of Appeals for the Third Circuit.

This cause came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Third Circuit, and was argued by counsel.

On consideration whereof, It is ordered and adjudged by this Court that the judgment of the said United States Circuit Court of Appeals, in this cause, be, and the same is hereby, reversed with costs; and that this cause be, and the same is hereby, remanded to the District Court of the United States for the Western District of Pennsylvania for further proceedings in conformity with the opinion of this Court.

Per Mr. Justice Roberts.

D. B. Heiner, Collector of Internal Revenue for the Twenty-third District of Pennsylvania,

Petitioner,

477 vs.

Diamond Alkali Company.

On writ of certiorari to the United States Circuit Court of Appeals for the Third Circuit.

This cause came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Third Circuit, and was argued by counsel.

On consideration whereof, It is ordered and adjudged by this Court that the judgment of the said United States Circuit Court of Appeals, in this cause, be, and the same is hereby, reversed with costs; and that this cause be, and the same is hereby, remanded to the District Court of the United States for the Western District of Pennsylvania for further proceedings in conformity with the opinion of this Court.

Per Mr. Justice Roberts.

C. G. Lewellyn, Formerly Collector of Internal Revenue for the Twenty-third District of Pennsylvania, Petitioner, vs. Diamond Alkali Company. 478

On writ of certiorari to the United States Circuit Court of Appeals for the Third Circuit.

This cause came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Third Circuit, and was argued by counsel.

On consideration whereof, It is ordered and adjudged by this Court that the judgment of the said United States Circuit Court of Appeals, in this cause, be, and the same is hereby, reversed with costs; and that this cause be, and the same is hereby, remanded to the District Court of the United States for the Western District of Pennsylvania for further proceedings in conformity with the opinion of this Court.

Per Mr. Justice Roberts.

David Burnet, Commissioner of Internal Revenue, Petitioner, vs. A. T. Jergins Trust. 541

On writ of certiorari to the United States Circuit Court of Appeals for the Ninth Circuit.

This cause came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Ninth Circuit, and was argued by counsel.

On consideration whereof, It is ordered and adjudged by this Court that the judgment of the said United States Circuit Court of Appeals, in this cause, be, and the same is hereby, reversed; and that this cause be, and the same is hereby, remanded to the said Circuit Court of Appeals for further proceedings in conformity with the opinion of this Court.

Per Mr. Justice Roberts.

Louis K. Liggett Company, et al.,

Appellants,

301 vs. Appeal from the Supreme Court of the

J. M. Lee, as Comptroller of the State of Florida. State of Florida.

State of Florida; R. H. Mickler,

as Tax Collector of the State

of Florida, et al., etc.

This cause came on to be heard on the transcript of the record from the Supreme Court of the State of Florida, and was argued by counsel.

On consideration whereof, It is now here ordered, adjudged, and decreed by this Court that the decree of the said Supreme Court, in this cause, be, and the same is hereby, reversed with costs; and that this cause be, and the same is hereby, remanded to the said Supreme Court for further proceedings not inconsistent with the opinion of this Court.

Per Mr. Justice Roberts,

Opinion by Mr. Justice Brandeis dissenting in part.

Opinion by Mr. Justice Cardozo dissenting in part, in which Mr. Justice Stone concurs.

The United States,

Petitioner, On writ of certiorari to the

434 vs. Court of Claims.

Dakota-Montana Oil Company.

This cause came on to be heard on the transcript of the record from the Court of Claims, and was argued by counsel.

On consideration whereof, It is now here ordered and adjudged by this Court that the judgment of the said Court of Claims in this cause, be, and the same is hereby, reversed; and that this cause be, and the same is hereby, remanded to the said Court of Claims for further proceedings in conformity with the opinion of this Court.

Per Mr. Justice Stone,

Petroleum Exploration,

Petitioner,

448 vs.

David Burnet, Commissioner of Internal Revenue.

On writ of certiorari to the United States Circuit Court of Appeals for the Fourth Circuit.

This cause came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Fourth Circuit, and was argued by counsel.

On consideration whereof, It is ordered and adjudged by this Court that the judgment of the said United States Circuit Court of Appeals, in this cause be, and the same is hereby, affirmed; and that this cause be, and the same is hereby, remanded to the said Circuit Court of Appeals.

Per Mr. Justice Stone.

Central Transfer Company,

Petitioner,

523 vs.

Terminal Railroad Association of St. Louis, et al.

On writ of certiorari to the United States Circuit Court of Appeals for the Eighth Circuit.

This cause came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Eighth Circuit, and was argued by counsel.

On consideration whereof, It is ordered, adjudged, and decreed by this Court that the decree of the said United States Circuit Court of Appeals, in this cause, be, and the same is hereby, affirmed with costs; and that this cause be, and the same is hereby, remanded to the District Court of the United States for the Eastern District of Missouri.

Per Mr. Justice Stone.

The People of Puerto Rico,

Petitioner,

492 vs.

Russell & Co., Sucrs., S. En C., Horace Havemeyer, Frank A. Dillingham, et al.

On writ of certiorari to the United States Circuit Court of Appeals for the First Circuit.

This cause came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the First Circuit, and was argued by counsel.

On consideration whereof, It is ordered and adjudged by this Court that the judgment of the said United States Circuit Court of Appeals, in this cause, be, and the same is hereby, reversed with costs; and that this cause be, and the same is hereby, remanded to the District Court of the United States for the District of Puerto Rico with instructions to remand said cause to the insular Court from which it was removed.

Per Mr. Justice Stone.

Letcher Spicer, by Sam Spicer,
Guardian and Committee, Petitioner,
388 vs.
J. Bryan Smith, Special Deputy Banking Commissioner and Liquidating Agent of Hargis Bank and Trust Company.

On writ of certiorari to the Court of Appeals of the State of Kentucky.

This cause came on to be heard on the transcript of the record from the Court of Appeals of the State of Kentucky, and was argued by counsel.

On consideration whereof, It is now here ordered and adjudged by this Court that the judgment of the said Court of Appeals, in this cause be, and the same is hereby, affirmed with costs.

Per Mr. Justice Butler.

Esther Jackson Porter, as Executrix, and Richard L. Davisson, as Surviving Executors of the Estate of William H. Porter, Deceased,
Petitioners,
466 vs.
Commissioner of Internal Revenue.

On writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

This cause came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Second Circuit, and was argued by counsel.

On consideration whereof, It is ordered and adjudged by this Court that the judgment of the said United States Circuit Court of Appeals, in this cause, be, and the same is hereby, affirmed; and that this cause be, and the same is hereby, remanded to the said Circuit Court of Appeals.

Per Mr. Justice Butler,

Mr. Justice Cardozo concurs in the result.

Vancouver Steamship Company, Ltd.,
Petitioner,
469 vs.
Theresa Rice, Administratrix of the Estate of Vincent Catino, Deceased.

On writ of certiorari to the United States Circuit Court of Appeals for the Ninth Circuit.

This cause came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Ninth Circuit, and was argued by counsel.

On consideration whereof, It is ordered, adjudged, and decreed by this Court that the decree of the said United States Circuit Court of Appeals, in this cause, be, and the same is hereby, affirmed with costs; and that this cause be, and the same is hereby, remanded to the District Court of the United States for the District of Oregon.

Per Mr. Justice Butler.

The Baltimore and Ohio Railroad Company and Western Maryland Railway Company,
Petitioners,
526 vs.
A. Spates Brady.

On writ of certiorari to the United States Circuit Court of Appeals for the Fourth Circuit.

This cause came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Fourth Circuit, and was argued by counsel.

On consideration whereof, It is ordered and adjudged by this Court that the judgment of the said United States Circuit Court of Appeals, in this cause, be, and the same is hereby, reversed, no costs to be taxed against A. Spates Brady; and that this cause be, and the same is hereby, remanded to the District Court of the United States for the Northern District of West Virginia for proceedings in conformity with the opinion of this Court.

Per Mr. Justice Butler.

Peter L. McDonnell,

Petitioner, On writ of certiorari to the

380 vs. Court of Claims.

The United States.

This cause came on to be heard on the transcript of the record from the Court of Claims, and was argued by counsel.

On consideration whereof, It is now here ordered and adjudged by this Court that the judgment of the said Court of Claims in this cause, be, and the same is hereby, affirmed.

Per Mr. Justice Brandeis.

Dominic A. Truda,

Petitioner, On writ of certiorari to the

331 vs. Court of Claims.

The United States.

This cause came on to be heard on the transcript of the record from the Court of Claims, and was argued by counsel.

On consideration whereof, It is now here ordered and adjudged by this Court that the judgment of the said Court of Claims, in this cause, be, and the same is hereby, affirmed.

Per Mr. Justice Brandeis.

Pacific Coast Steel Company,

Petitioner, On writ of certiorari to the United

518 vs. States Circuit Court of Appeals for

John P. McLaughlin, United States the Ninth Circuit.

Collector of Internal Revenue for the

First Collection District of California.

This cause came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Ninth Circuit, and was argued by counsel.

On consideration whereof, It is ordered and adjudged by this Court that the judgment of the said United States Circuit Court of Appeals, in this cause, be, and the same is hereby, affirmed with costs; and that this cause be, and the same is hereby, remanded to the District Court of the United States for the Northern District of California.

Per Mr. Justice Brandeis.

David Burnet, Commissioner of
Internal Revenue,
Petitioner,
475 vs.
S. & L. Building Corporation.

On writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

This cause came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Second Circuit, and was argued by counsel.

On consideration whereof, It is ordered and adjudged by this Court that the judgment of the said United States Circuit Court of Appeals, in this cause, be, and the same is hereby, reversed; and that this cause be, and the same is hereby, remanded to the said Circuit Court of Appeals for further proceedings in conformity with the opinion of this Court.

Per Mr. Justice McReynolds.

Arthur C. Harvey Company,
Petitioner,
537 vs.
John F. Malley and/or Malcolm E. Nichols, Former Collectors.

On writ of certiorari to the United States Circuit Court of Appeals for the First Circuit.

This cause came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the First Circuit, and was argued by counsel.

On consideration whereof, It is ordered and adjudged by this Court that the judgment of the said United States Circuit Court of Appeals, in this cause, be, and the same is hereby, affirmed with costs; and that this cause be, and the same is hereby, remanded to the District Court of the United States for the District of Massachusetts.

Per Mr. Justice McReynolds.

Appalachian Coals, Incorporated, et al.,

Appellants, Appeal from the District Court of the

504 vs. United States for the Western District

The United States of America. of Virginia.

This cause came on to be heard on the transcript of the record from the District Court of the United States for the Western District of Virginia, and was argued by counsel.

On consideration whereof, It is ordered, adjudged and decreed by this Court that the decree of the said District Court in this cause be, and the same is hereby, reversed; and that this cause be, and the same is hereby, remanded to the said District Court with instructions to enter a decree dismissing the bill of complaint without prejudice and with the provision that the court shall retain jurisdiction of the cause and may set aside the decree and take further proceedings if future developments justify that course in the appropriate enforcement of the Anti-Trust Act.

Per Mr. Chief Justice Hughes.

Dissenting: Mr. Justice McReynolds.

David Burnet, Commissioner of

Internal Revenue, Petitioner, On writ of certiorari to the United

496 vs. States Circuit Court of Appeals for

Ernest Brooks, Harold Wilson Brooks the Second Circuit.

and Walter Douglas Brooks, as Executors

of the Will of Ernest Augustus Brooks.

This cause came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Second Circuit, and was argued by counsel.

On consideration whereof, It is ordered and adjudged by this Court that the judgment of the said United States Circuit Court of Appeals, in this cause, be, and the same is hereby, reversed; and that this cause be, and the same is hereby, remanded to the said Circuit Court of Appeals for further proceedings in conformity with the opinion of this Court.

Per Mr. Chief Justice Hughes.

Dissenting: Mr. Justice Butler.

The Chief Justice said:

"The orders of the Court appear upon the list certified to by the Chief Justice and filed with the Clerk and will not be announced orally."

— Original.

Ex parte: Charles W. Atkins, Petitioner.

On consideration of the motion for leave to file a petition for writ of habeas corpus herein,

It is ordered by this Court that the said motion be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Federal Radio Commission, Petitioner,	Order allowing certiorari.
657 vs.	The petition herein for a writ of certiorari to the Court of Appeals of the
Nelson Brothers Bond & Mortgage Company (Station W. I. B. O.)	District of Columbia is granted. And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

Federal Radio Commission, Petitioner,	Order allowing certiorari.
658 vs.	The petition herein for a writ of certiorari to the Court of Appeals of the
North Shore Church (Station W.P.C.C.)	District of Columbia is granted. And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

Federal Radio Commission and Johnson-Kennedy Radio Corporation (Station W.J.K.S.), Petitioners,
659 vs.
Nelson Brothers Bond & Mortgage Company (Station W.I.B.O.)

Order allowing certiorari.
The petition herein for a writ of certiorari to the Court of Appeals of the District of Columbia is granted.
And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.
Per Mr. Chief Justice Hughes.

Federal Radio Commission and Johnson-Kennedy Radio Corporation (Station W.J.K.S.), Petitioners,
660 vs.
North Shore Church (Station W.P.C.C.)

Order allowing certiorari.
The petition herein for a writ of certiorari to the Court of Appeals of the District of Columbia is granted.
And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.
Per Mr. Chief Justice Hughes.

The United States of America, on relatione of Lucien H. Greathouse and Rebekah S. Greathouse, Petitioners,
677 vs.
Patrick J. Hurley, as Secretary of War and Lytle Brown, as Chief of Engineers.

Order allowing certiorari.
The petition herein for a writ of certiorari to the Court of Appeals of the District of Columbia is granted.
And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.
Per Mr. Chief Justice Hughes.

Isaac Gross and Joel Gross, Partners as Gross & Gross, Solicitors for Complainant in Chancery, Petitioners, vs. Irving Trust Company, Trustee Crosby Stores, Inc., Bankrupt.	Order allowing certiorari. The petition herein for a writ of certiorari to the United States Circuit Court of Appeals for the Third Circuit is granted. And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.
680	

Per Mr. Chief Justice Hughes.

J. S. S. Weisman and John Milton, Receivers in Chancery of Crosby Stores, Inc., Petitioners, vs. Irving Trust Company, Trustee Crosby Stores, Inc., Bankrupt.	Order allowing certiorari. The petition herein for a writ of certiorari to the United States Circuit Court of Appeals for the Third Circuit is granted. And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.
681	

Per Mr. Chief Justice Hughes.

Isaac Gross and Joel Gross, Partners as Gross & Gross and William Harris, Solicitors for Receivers in Chancery, Petitioners, vs. Irving Trust Company, Trustee Crosby Stores, Inc., Bankrupt.	Order allowing certiorari. The petition herein for a writ of certiorari to the United States Circuit Court of Appeals for the Third Circuit is granted. And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.
682	

Per Mr. Chief Justice Hughes.

Richmond, Fredericksburg &
Potomac Railroad Co., Petitioner,
633 vs.
J. R. McCarl, Comptroller General
of the United States.

On petition for writ of certiorari to the Court of Appeals of the District of Columbia.

On consideration of the petition for a writ of certiorari herein to the Court of Appeals of the District of Columbia, and of the argument of counsel thereupon had,

It is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Consolidated Paper Company,
Petitioner,
639 vs.
The United States.

On petition for writ of certiorari to the Court of Claims.

On consideration of the petition for a writ of certiorari herein to the Court of Claims and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

O. S. Crocker, Trustee in Bankruptcy
of the Estate of Gorday Garmet
Company, Bankrupt, Petitioner,
649 vs.
Cora M. Kay, Administratrix of the
Estate of Thomas B. Kay, Deceased.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Ninth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Ninth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Eugenie M. Wilson,
Petitioner,
650 vs.
Daniel L. Borden, M. D.

On petition for writ of certiorari to the Court of Appeals of the District of Columbia.

On consideration of the petition for a writ of certiorari herein to the Court of Appeals of the District of Columbia, and of the argument of counsel thereupon had,

It is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Savannah Sugar Refining Corporation,
Petitioner,
661 vs.
The United States of America.

On petition for writ of certiorari to the U. S. Court of Customs and Patent Appeals.

On consideration of the petition for a writ of certiorari herein to the U. S. Court of Customs and Patent Appeals, and of the argument of counsel thereupon had,

It is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Perthur Holding Corporation,
Petitioner,
666 vs.
Commissioner of Internal Revenue.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Second Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Hugh E. McInes,

Petitioner,

667 vs.

The United States of America.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Ninth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Ninth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Carl A. Dorland,

Petitioner,

668 vs.

Helen Witmer, Geraldine Freightner and Hazel Slusser.

On petition for writ of certiorari to the Court of Appeals of Stark County, State of Ohio.

On consideration of the petition for a writ of certiorari herein to the Court of Appeals of Stark County, State of Ohio, and of the argument of counsel thereupon had,

It is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Nicholas J. Gaul,

Petitioner,

670 vs.

The United States of America.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the First Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the First Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Joseph L. Ruby, Petitioner, vs. The United States of America. 672

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Sixth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Sixth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Ethel M. Dorrance, George Morris Dorrance, Arthur C. Dorrance, et al., etc., Petitioners, vs. The Commonwealth of Pennsylvania. 679

On petition for writ of certiorari to the Supreme Court of the State of Pennsylvania.

On consideration of the petition for a writ of certiorari herein to the Supreme Court of the State of Pennsylvania, and of the argument of counsel thereupon had,

It is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

The Chesapeake and Ohio Railway Company, Petitioner, vs. Samuel T. Burton. 684

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Fourth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Fourth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Nathan B. Martin, Peter Marschelo, John Schook, et al., Petitioners, vs. The United States of America. 640

On petition for writ of certiorari to the United States Circuit Court of Appeals for the First Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the First Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

— Original.

Ex Parte: Arthur T. La Prade, Petitioner.

The motion for leave to file petition for writ of prohibition and/or mandamus herein was submitted to the consideration of the Court by Mr. Donald R. Richberg for the petitioner.

The Public Service Commission of Indiana, et al., Appellants, vs. Northern Indiana Public Service Company. 733

On consideration of the motion for leave to file out of time the statement as to jurisdiction in this cause, It is ordered by this Court that the said motion be, and the same is hereby, granted.

Per Mr. Chief Justice Hughes.

The State of Vermont, Complainant, vs. The State of New Hampshire. 2, Original.

The exceptions of the defendant to the report of the Special Master herein was presented to the Court.

Commonwealth of Kentucky, Complainant,
11, Original. vs.
State of Indiana, et al.

The semiannual report of the defendant, State of Indiana, was presented to the Court.

The State of Wisconsin, Complainant,
20, Original. vs.
The State of Michigan.

The Defendant's answer to affirmative allegations of complainant's reply was presented to the Court.

Royal Indemnity Company, et al., Petitioners,
585 vs.
American Bond & Mortgage Company;
Royal Indemnity Company, et al., Petitioners,
586 vs.
American Bond & Mortgage Company.

The motion for injunction was submitted to the consideration of the Court by Mr. Selden Bacon and Mr. Saul S. Myers for the petitioners in support thereof, and by Mr. William E. Leahy, Mr. Edmund M. Toland, and Mr. William J. Hughes, Jr., for the respondents, in opposition thereto.

Arthur H. Vincent, Petitioner,
698 vs.
John P. McLaughlin, Collector of Internal Revenue for the First District of California.

On petition for certiorari to the United States Circuit Court of Appeals for the Ninth Circuit.

It appearing to the Court that a motion of counsel for the petitioner to dismiss the petition for writ of certiorari in this cause has been filed;

Therefore, in pursuance of said motion, it is ordered that the petition for writ of certiorari in this cause be, and the same is hereby, dismissed.

Per Mr. Chief Justice Hughes.

The State of Wisconsin, et al., Complainants,
5, Original. vs.
The State of Illinois and Sanitary District of Chicago, et al.;
The State of Michigan, et al., Complainants,
8, Original. vs.
The State of Illinois and Sanitary District of Chicago, et al.;
The State of New York, et al., Complainants,
9, Original. vs.
The State of Illinois and Sanitary District of Chicago, et al.

Order.

The report of Edward F. McClennen, Esquire, as Special Master in these causes, is received and ordered to be filed.

It is further ordered that these causes be assigned for argument on the Report of the Special Master on Monday, April 17 next, at the head of the call for that day, without the filing of exceptions, as provided in the order herein entered December 19, 1932. Briefs for the parties shall be filed on or before Monday, April 10; reply briefs, if any, may be filed on or before the day of the argument.

Per Mr. Chief Justice Hughes.

Peter Rossi and Edward Ehrett, Petitioners,
594 vs.
The United States of America.

This case was argued by Mr. Paul D. Miller for the respondent and the case was submitted by Mr. Harry C. Heyl for the petitioners.

Transit Commission and The State of New York, Appellants,
535 vs.
The United States of America, et al.

The argument of this case was commenced by Mr. George H. Stover for the appellants.

Proclamation being made the Court is adjourned until to-morrow at 12 o'clock.

TUESDAY, MARCH 14, 1933

Pursuant to adjournment the Court met at the Capitol.

PRESENT:

The Honorable Charles E. Hughes, Chief Justice,
Willis Van Devanter,
James C. McReynolds,
Louis D. Brandeis,
George Sutherland, Associate Justices.
Pierce Butler,
Harlan F. Stone,
Owen J. Roberts,
Benjamin N. Cardozo,
Frank K. Green, Esquire, Marshal,
Charles Elmore Cropley, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. Harry T. Lore, It is ordered that Fred A. Maltby, Esquire, of Richmond, State of Virginia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Max Rhoade, It is ordered that Meyer J. Sawyer, Esquire, of Boston, State of Massachusetts, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Thornton Lorimer, It is ordered that Johathan Piper, Esquire, of Concord, State of New Hampshire, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. William C. Lewis, It is ordered that Harlan T. Deupree, Esquire, of Oklahoma City, State of Oklahoma, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Ernest Lundeen, It is ordered that Patrick D. Scannell, Esquire, of St. Paul, State of Minnesota, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

Transit Commission and The State of New York, Appellants,
535 vs.
The United States of America, The Long Island Railroad Co., et al.

The argument of this case was continued by Mr. George H. Stover, for the appellants; by Mr. John Lord O'Brian for the appellees, the United States and the Interstate Commerce Commission; by Mr. Alfred A. Gardiner for the appellees, the Pennsylvania R. R. Co., and Long Island R. R. Co., and concluded by Mr. George H. Stover for the appellants.

The United States of America, Appellant,
567 vs.
Santos Flores.

This case was argued by Mr. Solicitor General Thacher for the appellant, and by Mr. John V. Lovátt for the appellee.

The United States of America, Appellant,
653 vs.
John C. Darby.

This case was argued by Mr. Whitney North Seymour for the appellant, and by Mr. Lucien H. Mercier for the appellee.

Michael J. Healy, Chief of Police of the City of Manchester, New Hampshire, Appellant,
669 vs.
Louis D. Ratta.

The argument of this case was commenced by Mr. H. Thornton Lorimer for the appellant. The Court declined to hear further argument.

The United States of America,
683 vs.
Ada L. Burroughs and James Cannon, Jr.

The argument of this case was commenced by Mr. Solicitor General Thacher for the the United States, and continued by Mr. Levi H. David for Burrows and Cannon.

Proclamation being made the Court is adjourned until

Pursuant to adjournment the Court met at the Capitol.

PRESENT:

The Honorable Charles E. Hughes, Chief Justice,
Willis Van Devanter,
James C. McReynolds,
Louis D. Brandeis,
George Sutherland, Associate Justices.
Pierce Butler,
Harlan F. Stone,
Owen J. Roberts,
Benjamin N. Cardozo,
Frank K. Green, Esquire, Marshal,
Charles Elmore Cropley, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. Stephen J. McMahon, It is ordered that Miss Alma Barry, of Milwaukee, State of Wisconsin, be admitted to practice as an Attorney and Counsellor of this Court, and she was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Kenneth McKellar, It is ordered that Russell R. Kramer, Esquire, of Maryville, State of Tennessee, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Stephen J. McMahon, It is ordered that Maxwell M. Mahany, Esquire, of Tulsa, State of Oklahoma, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Grattan C. McVey, It is ordered that Jno. Boyce McKeel, Esquire, of Ada, State of Oklahoma, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. William E. Evans, It is ordered that George Francis, Esquire, of Independence, State of California, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

The United States of America,
683 vs.
Ada L. Burroughs and James Cannon, Jr.

The argument of this case was continued by Mr. Robert H. McNeill for Burroughs and Cannon, and concluded by Mr. Solicitor General Thacher for the United States.

Elizabeth Coyne, as Secretary of State of State of South Dakota, et al., etc., Appellants,
260 vs.
Charles M. Prouty, et al.

This case was submitted by Mr. Edward E. Wagner for the appellants. No appearance for the appellees.

Public Service Commission of Wisconsin, et al., etc., Appellants,
517 vs.
Wisconsin Telephone Company.

This case was argued by Mr. Alvin C. Reis for the appellants, and by Mr. Edwin S. Mack for the appellee.

Walter H. Gant, et al., Appellants,
547 vs.
The City of Oklahoma City, et al.

This case was argued by Mr. James S. Twyford for the appellants and by Mr. Harlan T. Deupree for the appellees.

Proclamation being made the Court is adjourned until Monday next at 12 o'clock

MONDAY, MARCH 20, 1933

Pursuant to adjournment the Court met at the Capitol.

PRESENT:

The Honorable Charles E. Hughes, Chief Justice,
Willis Van Devanter,
James C. McReynolds,
Louis D. Brandeis,
George Sutherland, Associate Justices.
Pierce Butler,
Harlan F. Stone,
Owen J. Roberts,
Benjamin N. Cardozo,
Frank K. Green, Esquire, Marshal,
Charles Elmore Cropley, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. George H. Muckley, It is ordered that Horace B. Wulff, Esquire, of Sacramento, State of California, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Matthew Mansfield Neely, It is ordered that F. B. Parrack, Esquire, of Kingwood, State of West Virginia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Jesse P. Crawford, It is ordered that Arthur C. Huston, Esquire, of Woodland, State of California, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. George H. Muckley, It is ordered that George R. Freeman, Esquire, of Williams, State of California, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. A. Henry Walter, It is ordered that Morris Karon, Esquire, of Milwaukee, State of Wisconsin, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Raymond G. Barnett, It is ordered that Leland Hazard, Esquire, of Kansas City, State of Missouri, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. W. G. McAdoo, It is ordered that J. F. T. O'Connor, Esquire, of Los Angeles, State of California, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

First National Bank of Shreveport,
Louisiana, Commercial National Bank
of Shreveport, Louisiana, et al.,

Appellants, Appeal from the Supreme Court of the

293 vs. State of Louisiana.

Louisiana Tax Commission, T. R. Hughes,
Sheriff and Ex-Officio Tax Collector
of Caddo Parish, Louisiana, et al.

This cause came on to be heard on the transcript of the record from the Supreme Court of the State of Louisiana, and was argued by counsel.

On consideration whereof, It is now here ordered and adjudged by this Court that the judgment of the said Supreme Court, in this cause, be, and the same is hereby, affirmed with costs.

Per Mr. Justice Brandeis.

Board of Trustees of the
University of Illinois,
Petitioner,
538 vs.
The United States of America.

On writ of certiorari to the United States Court of Customs and Patent Appeals.

This cause came on to be heard on the transcript of the record from the United States Court of Customs and Patent Appeals, and was argued by counsel.

On consideration whereof, It is now here ordered and adjudged by this Court that the judgment of the said Court of Customs and Patent Appeals, in this cause be, and the same is hereby, affirmed.

Per Mr. Chief Justice Hughes.

The Chief Justice said:

"The orders of the Court appear upon the list certified to by the Chief Justice and filed with the Clerk and will not be announced orally."

Michael J. Healy, Chief of Police
of the City of Manchester,
New Hampshire,
Appellant,
669 vs.
Louis D. Ratta.

Appeal from the District Court of the United States for the District of New Hampshire.

This cause came on to be heard on the transcript of the record from the District Court of the United States for the District of New Hampshire, and was argued by counsel.

On consideration whereof, It is ordered, adjudged, and decreed by this Court that the appeal herein be, and the same is hereby, dismissed for the want of jurisdiction.

Per Mr. Chief Justice Hughes.

— Original.

Ex parte: Arthur T. LaPrade, Petitioner.

Order.

A rule is directed to issue to the Honorable Curtis D. Wilbur, Judge of the United States Circuit Court of Appeals for the Ninth Circuit, to the Honorable Fred C. Jacobs, Judge of the District Court of the United States for the District of Arizona, and to the Honorable Adolphus F. St. Sure, Judge of the District Court of the United States for the Northern District of California, sitting as a specially constituted District Court of the United States for the District of Arizona, directing them to show cause, by printed return on or before Monday, April 10 next, why leave to file the petition for writ of prohibition and writ of mandamus should not be granted in the above entitled matter as prayed. The cause is assigned for argument on Monday, April 17 next; briefs for the parties shall be filed on or before the day of the argument. It is further ordered that all proceedings against the above-named petitioner in the specially constituted District Court be, and they are hereby, stayed; and that the respondents be, and they are hereby, directed to continue the term of the said District Court pending final determination of this application in this Court.

Per Mr. Chief Justice Hughes.

The Commonwealth of Kentucky, Complainant,
11, Original. vs.
The State of Indiana, et al.

Report No. 6 of the defendant, State of Indiana, is received and ordered filed.

Per Mr. Chief Justice Hughes.

The State of Wisconsin, Complainant,
20, Original. vs.
The State of Michigan.

The Defendant's answer to the affirmative allegations of Complainant's reply is received and ordered filed.

Per Mr. Chief Justice Hughes.

Elizabeth Coyne, as Secretary of State of South Dakota, et al., etc., Appellants, vs. Charles M. Prouty, Charles E. Renaux, Hunford Produce Co., et al.	Order. A rule is directed to issue to the appllants in this case to show cause, on or before Monday, April 17 next, why the decree of the specially constituted District Court entered herein should not be vacated and the cause remanded to that court with directions to dismiss the case as moot.
260	Per Mr. Chief Justice Hughes.

Royal Indemnity Company, et al., Petitioners,
585 vs.
American Bond & Mortgage Company;
Royal Indemnity Company, et al., Petitioners,
586 vs.
American Bond & Mortgage Company.

Further consideration of the motion for injunction herein is postponed to the hearing of the cases on their merits.

Per Mr. Chief Justice Hughes.

Aaron Mintz, et al., etc., Appellants, vs. Charles H. Baldwin, Individually, etc.	In this case probable jurisdiction is noted. The joint motion to advance is granted and the case is assigned for argument on Monday, April 10th next, after the cases heretofore assigned for that day.
760	Per Mr. Chief Justice Hughes.

John Factor,

Petitioner,

693 vs.

H. C. W. Laubenheimer, United States Marshal and Godfrey Haggard, His Britannic Majesty's Consul General.

Order allowing certiorari.

The petition herein for a writ of certiorari to the United States Circuit Court of Appeals for the Seventh Circuit is granted, and the case is advanced and assigned for argument on Monday, April 17th next after the cases heretofore assigned for that day.

And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

Benjamin F. Johnson,

Petitioner,

711 vs.

Manhattan Railway Company, et al.

Order allowing certiorari.

The petition herein for a writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit is granted, and the case is advanced and assigned for argument on Monday, April 17th next after the cases heretofore assigned for that day.

And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

Lillian Boehm,

Petitioner,

721 vs.

Manhattan Railway Company, et al.

Order allowing certiorari.

The petition herein for a writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit is granted, and the case is advanced and assigned for argument on Monday, April 17th next after the cases heretofore assigned for that day.

And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

George Moore Ice Cream Company, Inc., Petitioner,
675 vs.
J. T. Rose, Collector of Internal Revenue for the District of Georgia.

Order allowing certiorari.

The petition herein for a writ of certiorari to the United States Circuit Court of Appeals for the Fifth Circuit is granted. And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

Interstate Commerce Commission, Petitioner,
748 vs.
The United States of America, on the relation of J. C. Campbell, R. M. Campbell, et al.

Order allowing certiorari.

The petition herein for a writ of certiorari to the Court of Appeals of the District of Columbia is granted. And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

Standard Lumber Company, Addison L. Gardner, Jr., and Edward J. Quinn, Individually, etc., et al., Petitioners,
592 vs.
Florida Industrial Company, The Barnett National Bank of Jacksonville, as Trustee.

On petition for writ of certiorari to the Supreme Court of the State of Florida.

On consideration of the petition for a writ of certiorari herein to the Supreme Court of the State of Florida, and of the argument of counsel thereupon had,

It is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

J. Jacob Krause,

Petitioner, On petition for writ of certiorari

615 vs. to the Court of Claims.

The United States.

On consideration of the petition for a writ of certiorari herein to the Court of Claims and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

J. Henry Krause,

Petitioner, On petition for writ of certiorari

616 vs. to the Court of Claims.

The United States.

On consideration of the petition for a writ of certiorari herein to the Court of Claims and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

John O. Krause,

Petitioner, On petition for writ of certiorari

617 vs. to the Court of Claims.

The United States.

On consideration of the petition for a writ of certiorari herein to the Court of Claims and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

E. E. Tolman, H. D. Nusbaum,
E. R. Winn, et al., etc.,
Petitioners,
676 vs.
Clark County Drainage District,
Edwin Pierce, M. C. Redman, et al.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Seventh Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Seventh Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Fred E. Turner and Gunter M. Turner,
Petitioners,
678 vs.
Effie T. Kirkwood.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Tenth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Tenth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

S. C. Pottorff, Receiver of The First
National Bank of El Paso, Texas,
Petitioner,
689 vs.
The Underwriters at Lloyds, America,
et al.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Fifth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Fifth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Chicago and Western Indiana Railroad Company and Chicago and Eastern Illinois Railway Company,

Petitioners,

690 vs.

Hazel Armstrong, Administratrix of the Estate of George J. Armstrong, Deceased.

On petition for writ of certiorari to the Supreme Court of the State of Illinois.

On consideration of the petition for a writ of certiorari herein to the Supreme Court of the State of Illinois, and of the argument of counsel thereupon had,

It is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

United States ex relatione Clifton Manufacturing Company,

Petitioner,

692 vs.

David Burnet, Commissioner of Internal Revenue.

On petition for writ of certiorari to the Court of Appeals of the District of Columbia.

On consideration of the petition for a writ of certiorari herein to the Court of Appeals of the District of Columbia, and of the argument of counsel thereupon had,

It is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Alexander Chessin,

Petitioner,

696 vs.

Thomas E. Robertson, Commissioner of Patents.

On petition for writ of certiorari to the Court of Appeals of the District of Columbia.

On consideration of the petition for a writ of certiorari herein to the Court of Appeals of the District of Columbia, and of the argument of counsel thereupon had,

It is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Charles E. Richter and First
National Bank of Laredo, Petitioners,
699 vs.
Laredo National Bank and W. W. Collier, Receiver of First National Bank of Laredo.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Fifth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Fifth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

John G. Sullivan,
Petitioner,
700 vs.
Moses Kohn.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Second Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

J. K. Hughes Oil Company,
Petitioner,
702 vs.
James W. Bass, Collector of Internal Revenue.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Fifth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Fifth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

James C. Ayer, et al., etc.,

Petitioners,

704 vs.

Thomas W. White, Collector of Internal Revenue.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the First Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the First Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Jack Cleary,

Petitioner,

709 vs.

The United States of America.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Tenth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Tenth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Pete Chavez,

Petitioner,

710 vs.

The United States of America.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Tenth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Tenth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

American Safety Razor Corporation,
Petitioner,
715 vs.
Frings Brothers Company.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Third Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Third Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Laredo National Bank,
Petitioner,
727 vs.
Bernard Gordon.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Fifth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Fifth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

The Chief Justice announced the following order:

Order.

The Court will take a recess from Monday, March 27th, to Monday, April 10th next.

Per Mr. Chief Justice Hughes.

Appalachian Coals, Incorporated, et al.
Appellants,
504 vs.
The United States of America.

On consideration of the motion in behalf of counsel for the appellants to have the mandate issued forthwith in this cause;

It is ordered by this Court that the said motion be, and the same is hereby, granted.

Per Mr. Chief Justice Hughes.

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Oliver W. Toll, Petitioner, vs. George W. Casey, et al.	The motion to diminish the record submitted herein by Mr. Robert Ash in behalf of counsel for the petitioner.
Ralston Purina Company, Petitioner, 741 vs. The United States.	The motion for leave to file amendment to petition for certiorari herein was submitted to the consideration of the Court by Mr. Wm. Cogger for the petitioner.
City of Harrisonville, Missouri, Petitioner, 559 vs. W. S. Dickey Clay Manufacturing Company.	This case was argued by Mr. Raymond C. Barnett for the petitioner, and by Mr. Leland Hazard for the respondent.
F. E. Buffum, as Trustee in Bankruptcy of Henry Joseph Barceloux, Bankrupt, Petitioner, 564 vs. Peter Barceloux Company.	The argument of this case was commenced by Mr. Horace B. Wulff for the petitioner, and continued by Mr. Arthur C. Huston for the respondent.

Pursuant to adjournment the Court met at the Capitol.

PRESENT:

The Honorable Charles E. Hughes, Chief Justice,
Willis Van Devanter,
James C. McReynolds,
Louis D. Brandeis,
George Sutherland, Associate Justices.
Pierce Butler,
Harlan F. Stone,
Owen J. Roberts,
Benjamin N. Cardozo,
Frank K. Green, Esquire, Marshal,
Charles Elmore Cropley, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. Ernest W. Gibson, It is ordered that Miss Consuelo B. Northrop, of Burlington, State of Vermont, be admitted to practice as an Attorney and Counsellor of this Court, and she was sworn accordingly.

On motion first made to the Court in this behalf by Mr. J. H. Bilbrey, It is ordered that Bernard J. Gallagher, Esquire, of Washington, District of Columbia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Frank R. Reid, It is ordered that Deneen A. Watson, Esquire, of Springfield, State of Illinois, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. William Marshall Bullitt, It is ordered that John E. Tarrant, Esquire, of Louisville, State of Kentucky, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. James M. Beck, It is ordered that James Yearsley, Esquire, of Philadelphia, State of Pennsylvania, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. William Marshall Bullitt, It is ordered that Samuel Levin, Esquire, of Chicago, State of Illinois, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Joseph L. Hooper, It is ordered that Donald A. Wallace, Esquire, of Detroit, State of Michigan, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Joseph L. Hooper, It is ordered that Samuel E. Bracegirdle, Esquire, of Detroit, State of Michigan, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. James M. Beck, It is ordered that J. Roland Kinzer, Esquire, of Lancaster, State of Pennsylvania, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Howard S. LeRoy, It is ordered that Augustus I. Hasskarl, Esquire, of Lincoln, State of Nebraska, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

F. E. Buffum, as Trustee in Bankruptcy of Henry Joseph Barceloux, Bankrupt, Petitioner,
564 vs.
Peter Barceloux Company.

The argument of this case was continued by Mr. Arthur C. Huston for the respondent, and concluded by Mr. George R. Freeman for the petitioner.

William H. Edelman, State Treasurer, et al., Petitioners,
571 vs.
Boeing Air Transport, Inc.

The argument of this case was commenced by Mr. James A. Greenwood for the petitioners; continued by Mr. Wm. M. Allen for the respondent; and concluded by Mr. George W. Ferguson for the petitioners.

Royal Indemnity Company, et al., Petitioners,
585 vs.
American Bond & Mortgage Company;
Royal Indemnity Company, et al., Petitioners,
586 vs.
American Bond & Mortgage Company.

These cases were argued by Mr. Selden Bacon for the petitioners, and by Mr. William E. Leahy for the respondent.

Proclamation being made the Court is adjourned until tomorrow at 12 o'clock.

WEDNESDAY, MARCH 22, 1933

Pursuant to adjournment the Court met at the Capitol.

PRESENT:

The Honorable Charles E. Hughes, Chief Justice,
Willis Van Devanter,
James C. McReynolds,
Louis D. Brandeis,
George Sutherland, Associate Justices.
Pierce Butler,
Harlan F. Stone,
Owen J. Roberts,
Benjamin N. Cardozo,
Frank K. Green, Esquire, Marshal,
Charles Elmore Cropley, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. Paul R. Conaghan, It is ordered that Leonard Ferris Martin, Esquire, of Chicago, State of Illinois, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Harold B. Teegarden, It is ordered that Lewis C. Jesseph, Esquire, of Chicago, State of Illinois, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Kenneth McKellar, It is ordered that Philip B. Whitaker, Esquire, of Chattanooga, State of Tennessee, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Elmer Thomas, It is ordered that William T. Powell, Esquire, of Walters, State of Oklahoma, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Hugh C. Bickford, It is ordered that Joseph A. Giovannoni, Esquire, of Washington, District of Columbia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Hugh C. Bickford, It is ordered that David J. H. Cole, Esquire, of Washington, District of Columbia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. William H. Rogers, It is ordered that Hugo S. Bagnulo, Esquire, of Boston, State of Massachusetts, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. C. B. Garnett, It is ordered that Brockenbrough Lamb, Esquire, of Richmond, State of Virginia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. C. B. Garnett, It is ordered that Joseph F. Hall, Esquire, of Richmond, State of Virginia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. George E. Gordon, It is ordered that Harry A. Lider, Esquire, of New Bedford, State of Massachusetts, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

Consolidated Textile Corporation,
Appellant,
587 vs.
John J. Gregory, Judge of the
Circuit Court of Milwaukee County.

This case was argued by Mr. Eldon Bisbee for the appellant, and by Mr. Morris Karon for the appellee.

Harry J. Mortensen, as Commissioner of Insurance of the State of Wisconsin,
Appellant,
589 vs.
Security Insurance Company.

The argument of this case was commenced by Mr. J. E. Messerschmidt for the appellant. The Court declined to hear further argument.

Mrs. Fannie E. Lang,
Petitioner,
595 vs.
Commissioner of Internal Revenue.

This case was argued by Mr. Washington Bowie, Jr., for the petitioner, and by Mr. Whitney North Seymour for the respondent.

Mabel C. Reinecke, formerly Collector of Internal Revenue, etc.,
Petitioner,
601 vs.
Kenneth C. Smith, and Foreman State Trust and Savings Bank, Executors, etc.

The argument of this case was commenced by Mr. Erwin N. Griswold for the petitioner.

Proclamation being made the Court is adjourned until tomorrow at 10 o'clock a.m.

Pursuant to adjournment the Court met at the Capitol.

PRESENT:

The Honorable Charles E. Hughes, Chief Justice,
Willis Van Devanter,
James C. McReynolds,
Louis D. Brandeis,
George Sutherland, Associate Justices.
Pierce Butler,
Harlan F. Stone,
Owen J. Roberts,
Benjamin N. Cardozo,
Frank K. Green, Esquire, Marshal,
Charles Elmore Cropley, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. Louis C. Caldwell, It is ordered that Edward A. Zimmerman, Esquire, of Chicago, State of Illinois, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Sam C. Bratton, It is ordered that Hiram M. Dow, Esquire, of Roswell, State of New Mexico, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Roscoe C. Patterson, It is ordered that Wendell W. McCanles, Esquire, of Los Angeles, State of California, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. U. Ben Ceaslin, It is ordered that Harry W. Blair, Esquire, of Joplin, State of Missouri, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Tom Connally, It is ordered that Myron G. Blalock, Esquire, of Marshall, State of Texas, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Ray W. Nedrow, It is ordered that Paul F. Good, Esquire, of Lincoln, State of Nebraska, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Byron B. Harlan, It is ordered that Thomas J. Kelly, Esquire, of Dayton, State of Ohio, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

Mabel G. Reinecke, formerly Collector of Internal Revenue, etc., Petitioner,
601 vs.
Kenneth G. Smith, and Foreman State Trust and Savings Bank, Executors, etc.

The argument of this case was continued by Mr. Erwin N. Griswold for the petitioner, and concluded by Mr. Albert L. Hopkins for the respondents.

American Car and Foundry Company, Petitioner,
623 vs.
H. A. Brassert.

The argument of this case was commenced by Mr. L. F. Martin for the petitioner; continued by Mr. Lewis C. Jesseph for the respondent; and concluded by Mr. Paul R. Conaghan for the petitioner.

Public Service Commission of Montana, et al., etc., Appellants,
627 vs.
Great Northern Utilities Company.

The argument of this case was commenced by Mr. Francis A. Silver for the appellants, and continued by Mr. M. S. Gunn for the appellee.

Proclamation being made the Court is adjourned until to-morrow at 12 o'clock.

FRIDAY, MARCH 24, 1933

Pursuant to adjournment the Court met at the Capitol.

PRESENT:

The Honorable Charles E. Hughes, Chief Justice,
Willis Van Devanter,
James C. McReynolds,
Louis D. Brandeis,
George Sutherland, Associate Justices.
Pierce Butler,
Harlan F. Stone,
Owen J. Roberts,
Benjamin N. Cardozo,
Frank K. Green, Esquire, Marshal,
Charles Elmore Cropley, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. Carroll L. Beedy, It is ordered that Miss Sylvia Deane, of Washington, District of Columbia, be admitted to practice as an Attorney and Counsellor of this Court, and she was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Emerson Stringham, It is ordered that Archie R. McCrady, Esquire, of South Bend, State of Indiana, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

Public Service Commission of Montana, et al., etc., Appellants,
627 vs.
Great Northern Utilities Company.

The argument of this case was concluded by Mr. E. G. Toomey for the appellees.

Charles Young, Appellant,
643 vs.
Anthony Masci.

This case was argued by Mr. Daniel Thew Wright for the appellant, and by Mr. Samuel Kaufman for the appellee.

Proclamation being made the Court is adjourned until Monday, March 27, next.

MONDAY, MARCH 27, 1933

Pursuant to adjournment the Court met at the Capitol.

PRESENT:

The Honorable Charles E. Hughes, Chief Justice,
Willis Van Devanter,
Louis D. Brandeis,
George Sutherland,
Pierce Butler,
Harlan F. Stone,
Owen J. Roberts,
Benjamin N. Cardozo, Associate Justices.
Frank K. Green, Esquire, Marshal,
Charles Elmore Cropley, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. John W. Price, It is ordered that Henry Roberts, Esquire, of Bristol, State of Virginia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Richard P. Whitley, It is ordered that Alfonso Everette MacIntyre, Esquire, of Greensboro, State of North Carolina, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Charles S. Shreve, Jr., It is ordered that Chas. E. Shreve, Esquire, of Washington, District of Columbia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Eliot C. Lovett, It is ordered that John P. Sorenson, Esquire, of Chicago, State of Illinois, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Hugh C. Bickford, It is ordered that Donovan H. Divet, Esquire, of Fargo, State of North Dakota, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. John Walsh, It is ordered that Adam Heronim Rudzinski, Esquire, of Milwaukee, State of Wisconsin, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. John J. O'Connor, It is ordered that John C. McDermott, Esquire, of New York City, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. John J. O'Connor, It is ordered that C. Elmer Spedick, Esquire, of Brooklyn, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Roscoe E. Patterson, It is ordered that Chet A. Keyes, Esquire, of Kansas City, State of Missouri, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Robert T. Devlin, It is ordered that Martin I. Welsh, Esquire, of Sacramento, State of California, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Claude A. Fuller, It is ordered that Dwight L. Savage, Esquire, of Fayetteville, State of Arkansas, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Kenneth McKellar, It is ordered that J. E. McCadden, Esquire, of Memphis, State of Tennessee, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Morgan G. Sanders, It is ordered that Louis C. Wurzer, Esquire, of Detroit, State of Michigan, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

St. Louis Southwestern Railway Company,

Petitioner,

364 vs.

Missouri Pacific Railroad Company.

On writ of certiorari to the Supreme Court of the State of Arkansas.

This cause came on to be heard on the transcript of the record from the Supreme Court of the State of Arkansas, and was argued by counsel.

On consideration whereof, It is now here ordered and adjudged by this Court that the judgment of the said Supreme Court, in this cause be, and the same is hereby, affirmed with costs.

Per Mr. Justice Brandeis.

J. T. Roberts,

Appellant,

516 vs.

Richland Irrigation District, et al., etc.

Appeal from the Supreme Court of the State of Washington.

This cause came on to be heard on the transcript of the record from the Supreme Court of the State of Washington, and was argued by counsel.

On consideration whereof, It is now here ordered, adjudged, and decreed by this Court that the decree of the said Supreme Court, in this cause, be, and the same is hereby, affirmed with costs.

Per Mr. Justice McReynolds.

Mr. Justice Sutherland took no part in the consideration or decision of this case.

Public Service Commission of Wisconsin,
Theodore Kronshage, Jr., Individually
and as a Commissioner of said Public Service Commission of Wisconsin, et al., etc., Appellants,
517 vs.
Wisconsin Telephone Company.

Appeal from the District Court of the United States for the Western District of Wisconsin.

This cause came on to be heard on the transcript of the record from the District Court of the United States for the Western District of Wisconsin, and was argued by counsel.

On consideration whereof, It is ordered, adjudged, and decreed by this Court that the decree of the said District Court in this cause be, and the same is hereby, vacated with costs; and that this cause be, and the same is hereby, remanded to the said District Court, as specially constituted, for findings of fact and conclusions of law appropriate to a decision upon the application for an interlocutory injunction, the temporary restraining order to remain in force pending that determination.

Per Mr. Chief Justice Hughes.

The Chief Justice said:

"The orders of the Court appear upon the list certified to by the Chief Justice and filed with the Clerk and will not be announced orally."

The State of Vermont, Complainant,
2, Original. vs.
The State of New Hampshire.

Order.

Pursuant to stipulation of counsel for the parties herein, it is ordered that the time for the filing of brief for complainant in this cause be, and it is hereby, extended to and including Monday, April 10 next; that reply brief for the defendant may be filed on or before Monday, April 17, next; and that this cause is reassigned for argument on Thursday, April 20, next, at the head of the call for that day.

Per Mr. Chief Justice Hughes.

Harry J. Mortensen, as Commissioner of Insurance of the State of Wisconsin, Appellant, vs. Security Insurance Company.

589

Appeal from the District Court of the United States for the Western District of Wisconsin.

This cause came on to be heard on the transcript of the record from the District Court of the United States for the Western District of Wisconsin, and was argued by counsel.

On consideration whereof, It is ordered, adjudged, and decreed by this Court that the decree of the said District Court in this cause be, and the same is hereby, affirmed with costs.

Per Mr. Chief Justice Hughes.

Dissenting: Mr. Justice Brandeis.

The Public Service Commission of Indiana, John W. McCardle, Howell Ellis, et al., Appellants, vs. Northern Indiana Public Service Company.

733

Appeal from the District Court of the United States for the Northern District of Indiana.

This cause came on to be heard on the transcript of the record from the District Court of the United States for the Northern District of Indiana, and was argued by counsel.

On consideration whereof, It is ordered, adjudged, and decreed by this Court that the decree of the said District Court in this cause be, and the same is hereby, vacated with costs; and that this cause be, and the same is hereby, remanded to the said District Court, as specially constituted, for findings of fact and conclusions of law appropriate to a decision upon the application for an interlocutory injunction, the temporary restraining order to remain in force pending that determination.

Per Mr. Chief Justice Hughes.

Peter Antonoplos,

Appellant,

780 vs.

John Eichleay, Jr., Company and
William J. Herbster, Trustee.

Appeal from the Supreme Court of the State of Pennsylvania.

This cause came on to be heard on the transcript of the record from the Supreme Court of the State of Pennsylvania, and was argued by counsel.

On consideration whereof, It is now here ordered and adjudged by this Court that the appeal herein be, and the same is hereby, dismissed for the want of jurisdiction.

Per Mr. Chief Justice Hughes.

Ida Dunkell, Administratrix of the Estate of John Kenneth Dunkell, Deceased, Petitioner,

754 vs.

Pennsylvania Railroad Company.

On consideration of the motion for leave to proceed in forma pauperis in this cause,

It is ordered by this Court that the said motion be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Ida Dunkell, Administratrix of the Estate of John Kenneth Dunkell, Deceased, Petitioner,

754 vs.

Pennsylvania Railroad Company.

On petition for writ of certiorari to the Court of Common Pleas of Philadelphia County #4, State of Pennsylvania.

On consideration of the petition for a writ of certiorari herein to the Court of Common Pleas of Philadelphia County #4, State of Pennsylvania, and of the argument of counsel thereupon had,

It is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Ammie Henderson, Individually and as next Friend of Ruby Lee Henderson, et al., minors,

Petitioner,

775 vs.

Maryland Casualty Company.

On consideration of the motion for leave to proceed in forma pauperis in this cause,

It is ordered by this Court that the said motion be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Ammie Henderson, Individually and as next Friend of Ruby Lee Henderson, et al., Minors,

Petitioners,

775 vs.

Maryland Casualty Company.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Fifth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Fifth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Wesley D. Manley,

Petitioner,

787 vs.

W. H. Fisher, United States Attorney, Wilmington, N. C.

On consideration of the motion for leave to proceed in forma pauperis in this cause,

It is ordered by this Court that the said motion be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Wesley D. Manley,

Petitioner,

787 vs.

W. H. Fisher, United States Attorney, Wilmington, N. C.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Fourth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Fourth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

George Williams,

Petitioner,

788 vs.

New York Central Railroad Company, Inc.

On consideration of the motion for leave to proceed in forma pauperis in this cause,

It is ordered by this Court that the said motion be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

George Williams,

Petitioner,

788 vs.

New York Central Railroad Company, Inc.

On petition for writ of certiorari to the Supreme Court of the State of New York, County of Monroe.

On consideration of the petition for a writ of certiorari herein to the Supreme Court of the State of New York, County of Monroe, and of the argument of counsel thereupon had,

It is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Oliver W. Toll,
Petitioner,
vs.
George W. Casey, et al., etc.

Upon consideration of the motion to diminish the record herein submitted, leave is granted to print a record pursuant to designations to be filed by counsel for the respective parties.

Per Mr. Chief Justice Hughes.

Central Kentucky Natural Gas Company,
Appellant,
779 vs.
Railroad Commission of Kentucky, et al.

In this case probable jurisdiction is noted.

Per Mr. Chief Justice Hughes.

The State of South Carolina,
Petitioner,
685 vs.
Ray Bailey alias Ray Keith.

Order allowing certiorari.

The petition herein for a writ of certiorari to the Supreme Court of the State of North Carolina is granted. And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

Angelo Quercia,
Petitioner,
701 vs.
The United States of America.

Order allowing certiorari.

The petition herein for a writ of certiorari to the United States Circuit Court of Appeals for the First Circuit, is granted. And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

Conrad, Rubin & Lesser, Petitioners,
718 vs.
Horace C. Pender, Trustee in Bankruptcy.

Order allowing certiorari.
The petition herein for a writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit is granted. And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

The United States of America, ex rel. Anthony Volpe, Petitioner,
724 vs.
S. D. Smith, District Director of Immigration.

Order allowing certiorari.
The petition herein for a writ of certiorari to the United States Circuit Court of Appeals for the Seventh Circuit is granted. And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

Harold L. Ickes, Secretary of the Interior, Petitioner,
767 vs.
United States of America, ex rel. Chestatee Pyrites & Chemical Corporation.

Order allowing certiorari.
The petition herein for a writ of certiorari to the Court of Appeals of the District of Columbia is granted. And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

Irenee du Pont,

Petitioner,

791 vs.

Commissioner of Internal Revenue.

Order allowing certiorari.

The petition herein for a writ of certiorari to the United States Circuit Court of Appeals for the Third Circuit is granted. And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

David Burnet, Commissioner of Internal Revenue,

Petitioner,

792 vs.

Frederick B. Wells.

Order allowing certiorari.

The petition herein for a writ of certiorari to the United States Circuit Court of Appeals for the Eighth Circuit is granted. And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

Revenue Oil Company,

Petitioner,

686 vs.

The United States.

On petition for writ of certiorari to the Court of Claims.

On consideration of the petition for a writ of certiorari herein to the Court of Claims and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Narcisso Luchessi,

Petitioner,

688 vs.

Luther Weedin, as Commissioner of Immigration at the Port of Seattle, Washington.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Ninth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Ninth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Jack Pleva, Harry Rubinfeld and Nathan Silver, et al.,

Petitioners,

695 vs.

George Z. Medalie, as United States Attorney for the Southern District of New York.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Second Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Stanolind Oil and Gas Company,

Petitioner,

705 vs.

Mrs. N. A. Brown.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Fifth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Fifth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Frank Buttram,

Petitioner,

706 vs.

Gray County, Texas, et al.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Fifth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Fifth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Sam Steinberg, alias Joseph Smith, alias J. Smith and Joseph Freedman, etc.,

Petitioners,

707 vs.

The United States of America.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Second Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

The Erie Railroad Company,

Petitioner,

712 vs.

Cora E. Line, Executrix of the Estate of Charles Homer Line, Deceased.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Sixth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Sixth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Fritz Worm, Petitioner, vs. Commissioner of Internal Revenue. — On petition for writ of certiorari to the United States Circuit Court of Appeals for the Seventh Circuit. — 713

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Seventh Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

John W. Haussermann, Petitioner, vs. David Burnet, Commissioner of Internal Revenue. — On petition for writ of certiorari to the Court of Appeals of the District of Columbia. — 717

On consideration of the petition for a writ of certiorari herein to the Court of Appeals of the District of Columbia, and of the argument of counsel thereupon had,

It is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Missouri Pacific Railroad Company, Petitioner, vs. Bose McMahen. — On petition for writ of certiorari to the Supreme Court of the State of Arkansas. — 719

On consideration of the petition for a writ of certiorari herein to the Supreme Court of the State of Arkansas, and of the argument of counsel thereupon had,

It is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Lloyd Royal Belge Societe Anonyme,

Petitioner,

720 vs.

Philip Elting, Collector of Customs of the Port of New York.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Second Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Direction Der Disconto Gesellschaft, a Legal Entity of Bremen, Germany, et al., Petitioners,

723 vs.

William H. Sprunt, Walter P. Sprunt, James Laurence Sprunt, et al.

On petition for writ of certiorari to the Court of Appeals of the District of Columbia.

On consideration of the petition for a writ of certiorari herein to the Court of Appeals of the District of Columbia, and of the argument of counsel thereupon had,

It is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Emil Louviers,

Petitioner,

725 vs.

The United States of America.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Ninth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Ninth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Burr Creamery Corporation, Petitioner, vs. Commissioner of Internal Revenue. 726 — On petition for writ of certiorari to the United States Circuit Court of Appeals for the Ninth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Ninth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Clarence H. Howard, Jr. and Minnie Morey Howard, Executors of the Will of Clarence H. Howard, Deceased, et al., Petitioners, vs. A. F. Howe. 737 — On petition for writ of certiorari to the United States Circuit Court of Appeals for the Seventh Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Seventh Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

John U. Gardiner, Petitioner, vs. Washington Loan and Trust Company and Union Trust Company of the District of Columbia, Trustee, et al. 743 — On petition for writ of certiorari to the Court of Appeals of the District of Columbia.

On consideration of the petition for a writ of certiorari herein to the Court of Appeals of the District of Columbia, and of the argument of counsel thereupon had,

It is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Commercial Casualty Insurance Company, Petitioner, vs. Charles H. Lawhead, Receiver of Clarksburg Trust Company. 744

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Fourth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Fourth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

C. M. Patten & Company and Grace M. Wilder, Petitioners, vs. The United States of America. 691

On consideration of the motion of Mr. Solicitor General Thacher to defer the consideration of the petition for writ of certiorari in this cause for two weeks,

It is ordered by this Court that the said motion be, and the same is hereby, granted.

Per Mr. Chief Justice Hughes.

— Original.

Ex Parte: Dominick Caparrotta, Petitioner.

The motion for leave to file petition for writ of mandamus and for leave to proceed in forma pauperis therein was submitted by Mr. Jesse C. Duke for the petitioner.

The United States of America, on relation of Lucien H. Greathouse, et al., Petitioners, vs. Patrick J. Hurley, as Secretary of War, et al. 677

The resignation of Patrick J. Hurley, as Secretary of War and the appointment of George H. Dern, as said Secretary, having been suggested,

On motion of counsel for the petitioners, it is ordered by this Court that George H. Dern, present Secretary of War, be substituted and made a party respondent in this cause.

Per Mr. Chief Justice Hughes.

Proclamation being made the Court is adjourned until Monday, April 10

Pursuant to adjournment the Court met at the Capitol.

PRESENT:

The Honorable Charles E. Hughes, Chief Justice,
Willis Van Devanter,
James C. McReynolds,
Louis D. Brandeis,
George Sutherland, Associate Justices.
Pierce Butler,
Harlan F. Stone,
Owen J. Roberts,
Benjamin N. Cardozo,
Frank K. Green, Esquire, Marshal,
Charles Elmore Cropley, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. Fred L. Van Dolsen, It is ordered that De Voe Tomlinson, Esquire, of Newark, State of New Jersey, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. John W. Bricker, It is ordered that Oscar A. Brown, Esquire, of Columbus, State of Ohio, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. John W. Bricker, It is ordered that Francis J. Wright, Esquire, of Columbus, State of Ohio, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. William L. Houston, It is ordered that Cecil W. Rotzell, Esquire, of Camden, State of New Jersey, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. William L. Houston, It is ordered that Albert E. Scheflen, Esquire, of Trenton, State of New Jersey, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Louis Ottenberg, It is ordered that George H. Rosenstein, Esquire, of Newark, State of New Jersey, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. John S. Flannery, It is ordered that Daniel W. O'Donoghue, Jr., Esquire, of Washington, District of Columbia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Percy W. Phillips, It is ordered that Kenneth W. Greenawalt, Esquire, of New York City, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Simon H. Rifkind, It is ordered that Simon J. Griffinger, Esquire, of Newark, State of New Jersey, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Whitney North Seymour, It is ordered that Frank Hier, Esquire, of Cincinnati, State of Ohio, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. William M. Rogers, It is ordered that Miss Katharine C. Learson, of Boston, State of Massachusetts, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. John W. Price, It is ordered that Howard C. Gilmer, Esquire, of Pulaski, State of Virginia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. C. F. R. Ogilby, It is ordered that Charles Franklin, Esquire, of New York City, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Robert Ewing Thomason, It is ordered that Robert L. Holliday, Esquire, of El Paso, State of Texas, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

The United States of America,	Appeal from the District Court of
Appellant,	the United States for the
653 vs.	District of Maryland.
John G. Darby.	

This cause came on to be heard on the transcript of the record from the District Court of the United States for the District of Maryland, and was argued by counsel.

On consideration whereof, It is ordered and adjudged by this Court that the judgment of the said District Court in this cause be, and the same is hereby, reversed; and that this cause be, and the same is hereby, remanded to the said District Court for further proceedings in conformity with the opinion of this Court.

Per Mr. Justice Cardozo.

F. E. Buffum, as Trustee in Bankruptcy of Henry Joseph Barceloux, Bankrupt, Petitioner, vs. Peter Barceloux Company. 564

On writ of certiorari to the United States Circuit Court of Appeals for the Ninth Circuit.

This cause came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Ninth Circuit, and was argued by counsel.

On consideration whereof, It is ordered, adjudged, and decreed by this Court that the decree of the said United States Circuit Court of Appeals, in this cause, be, and the same is hereby, reversed with costs; and that the decree of the District Court in this cause be, and the same is hereby, modified, as indicated in the opinion of this Court, and as modified, affirmed.

And it is further ordered that this cause be, and the same is hereby, remanded to the District Court of the United States for the Northern District of California for further proceedings in conformity with the opinion of this Court.

Per Mr. Justice Cardozo.

The United States of America, vs. Ada L. Burroughs and James Cannon, Jr. 683

On a certificate from the Court of Appeals of the District of Columbia.

This cause came on to be heard on a certificate from the Court of Appeals of the District of Columbia, and was argued by counsel.

On consideration whereof, It is the opinion of this Court that both of the questions certified must be answered in the affirmative.

Whereupon, It is now here ordered by this Court that it be so certified to the said Court of Appeals.

Per Mr. Justice Roberts.

Mr. Justice Cardozo concurs in the result.

Royal Indemnity Company, Parkes D. Wendell, Charles T. Trigg, et al., Petitioners, vs. American Bond & Mortgage Company.

585

On writ of certiorari to the United States Circuit Court of Appeals for the Seventh Circuit.

This cause came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Seventh Circuit, and was argued by counsel.

On consideration whereof, It is ordered, adjudged, and decreed by this Court that the decree of the said United States Circuit Court of Appeals, in this cause, be, and the same is hereby, affirmed with costs; and that this cause be, and the same is hereby, remanded to the District Court of the United States for the Northern District of Illinois.

Per Mr. Justice Roberts.

Royal Indemnity Company, Parkes D. Wendell, Charles T. Trigg, et al., Petitioners, vs. American Bond & Mortgage Company.

586

On writ of certiorari to the United States Circuit Court of Appeals for the Seventh Circuit.

This cause came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Seventh Circuit, and was argued by counsel.

On consideration whereof, It is ordered, adjudged, and decreed by this Court that the decree of the said United States Circuit Court of Appeals, in this cause, be, and the same is hereby, affirmed with costs; and that this cause be, and the same is hereby, remanded to the District Court of the United States for the Northern District of Illinois.

Per Mr. Justice Roberts.

Mabel C. Reinecke, Formerly Collector of Internal Revenue for the First District of Illinois,

Petitioner,

601 vs.

Kenneth C. Smith and Foreman-State Trust and Savings Bank, Executors of the Will of Douglas Smith.

On writ of certiorari to the United States Circuit Court of Appeals for the Seventh Circuit.

This cause came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Seventh Circuit, and was argued by counsel.

On consideration whereof, It is ordered and adjudged by this Court that the judgment of the said United States Circuit Court of Appeals, in this cause, be, and the same is hereby, reversed with costs; and that this cause be, and the same is hereby, remanded to the District Court of the United States for the Northern District of Illinois for further proceedings in conformity with the opinion of this Court.

Per Mr. Justice Roberts.

The United States of America,

Petitioner,

316 vs.

Dubilier Condenser Corporation.

On writ of certiorari to the United States Circuit Court of Appeals for the Third Circuit.

This cause came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Third Circuit, and was argued by counsel.

On consideration whereof, It is ordered, adjudged, and decreed by this Court that the decree of the said United States Circuit Court of Appeals, in this cause, be, and the same is hereby, affirmed; and that this cause be, and the same is hereby, remanded to the District Court of the United States for the District of Delaware.

Per Mr. Justice Roberts.

Dissenting: Mr. Chief Justice Hughes.

Dissenting opinion by Mr. Justice Stone in which Mr. Justice Cardozo concurs.

The United States of America, Petitioner, vs. Dubilier Condenser Corporation. 317

On writ of certiorari to the United States Circuit Court of Appeals for the Third Circuit.

This cause came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Third Circuit, and was argued by counsel.

On consideration whereof, It is ordered, adjudged, and decreed by this Court that the decree of the said United States Circuit Court of Appeals, in this cause be, and the same is hereby, affirmed; and that this cause be, and the same is hereby, remanded to the District Court of the United States for the District of Delaware.

Per Mr. Justice Roberts.

Dissenting: Mr. Chief Justice Hughes.

Dissenting opinion by Mr. Justice Stone in which Mr. Justice Cardozo concurs.

The United States of America, Petitioner, vs. Dubilier Condenser Corporation. 318

On writ of certiorari to the United States Circuit Court of Appeals for the Third Circuit.

This cause came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Third Circuit, and was argued by counsel.

On consideration whereof, It is ordered, adjudged, and decreed by this Court that the decree of the said United States Circuit Court of Appeals, in this cause, be, and the same is hereby, affirmed; and that this cause be, and the same is hereby, remanded to the District Court of the United States for the District of Delaware.

Per Mr. Justice Roberts.

Dissenting: Mr. Chief Justice Hughes.

Dissenting opinion by Mr. Justice Stone in which Mr. Justice Cardozo concurs.

The United States of America, Appellant, vs. Santos Flores. 567

Appeal from the District Court of the United States for the Eastern District of Pennsylvania.

This cause came on to be heard on the transcript of the record from the District Court of the United States for the Eastern District of Pennsylvania, and was argued by counsel.

On consideration whereof, It is ordered and adjudged by this Court that the judgment of the said District Court in this cause be, and the same is hereby, reversed; and that this cause be, and the same is hereby, remanded to the said District Court for further proceedings in conformity with the opinion of this Court.

Per Mr. Justice Stone.

The Moffat Tunnel League and Uintah Basin Railroad League, Appellants, vs. The United States of America, Interstate Commerce Commission, The Denver and Rio Grande Western Railroad Company, et al. 499

Appeal from the District Court of the United States for the District of Delaware.

This cause came on to be heard on the transcript of the record from the District Court of the United States for the District of Delaware, and was argued by counsel.

On consideration whereof, It is ordered, adjudged, and decreed by this Court that the decree of the said District Court in this cause be, and the same is hereby, affirmed.

Per Mr. Justice Butler.

Transit Commission and the State of New York, Appellants, vs. The United States of America, The Long Island Railroad Company, The Pennsylvania Railroad Company, and the Interstate Commerce Commission. 535

Appeal from the District Court of the United States for the Southern District of New York.

This cause came on to be heard on the transcript of the record from the District Court of the United States for the Southern District of New York, and was argued by counsel.

On consideration whereof, It is ordered, adjudged, and decreed by this Court that the decree of the said District Court in this cause be, and

Public Service Commission of Montana,
Tom Stout, Thomas E. Carey,
et al., etc., Appellants,
627 vs.
Great Northern Utilities Company.

Appeal from the District Court of the United States for the District of Montana.

This cause came on to be heard on the transcript of the record from the District Court of the United States for the District of Montana, and was argued by counsel.

On consideration whereof, It is ordered, adjudged, and decreed by this Court that the decree of the said District Court in this cause be, and the same is hereby, reversed with costs; and that this cause be, and the same is hereby, remanded to the said District Court for further proceedings in conformity with the opinion of this Court.

Per Mr. Justice Butler.

Walter H. Gant, Knox L. Garvin,
and A. D. Hudspeth,
Appellants,
547 vs.
The City of Oklahoma City and J. W.
Van Meter, Superintendent of Buildings.

Appeal from the Supreme Court of the State of Oklahoma.

This cause came on to be heard on the transcript of the record from the Supreme Court of the State of Oklahoma, and was argued by counsel.

On consideration whereof, It is now here ordered, adjudged, and decreed by this Court that the decree of the said Supreme Court, in this cause, be, and the same is hereby, affirmed with costs.

Per Mr. Justice Sutherland.

Levering & Garrigues Company, Hedden Iron Construction Company, McClintic-Marshall Company, et al., Petitioners, vs. Paul J. Morrin, Individually and as President of International Association of Bridge, Structural and Ornamental Iron Workers, et al.

423 — On writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

This cause came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Second Circuit, and was argued by counsel.

On consideration whereof, It is ordered, adjudged, and decreed by this Court that the decree of the said United States Circuit Court of Appeals, in this cause, be, and the same is hereby, affirmed with costs; and that this cause be, and the same is hereby, remanded to the District Court of the United States for the Southern District of New York.

Per Mr. Justice Sutherland.

Mrs. Fannie E. Lang, Petitioner, vs. Commissioner of Internal Revenue.

505 — On writ of certiorari to the United States Circuit Court of Appeals for the Fourth Circuit.

This cause came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Fourth Circuit, and was argued by counsel.

On consideration whereof, It is ordered and adjudged by this Court that the judgment of the said United States Circuit Court of Appeals, in this cause, be, and the same is hereby, affirmed; and that this cause be, and the same is hereby, remanded to the said Circuit Court of Appeals.

Per Mr. Justice Sutherland.

C. A. Bradley, Doing Business as
Wolverine Motor Freight Lines,
Appellant,
395 vs.
The Public Utilities Commission of
Ohio.

Appeal from the Supreme Court of the State of Ohio.

This cause came on to be heard on the transcript of the record from the Supreme Court of the State of Ohio, and was argued by counsel.

On consideration whereof, It is now here ordered and adjudged by this Court that the judgment of the said Supreme Court, in this cause, be, and the same is hereby, affirmed with costs.

Per Mr. Justice Brandeis.

Consolidated Textile Corporation,
Appellant,
587 vs.
John J. Gregory, Judge of the Circuit
Court of Milwaukee County.

Appeal from the Supreme Court of the State of Wisconsin.

This cause came on to be heard on the transcript of the record from the Supreme Court of the State of Wisconsin, and was argued by counsel.

On consideration whereof, It is now here ordered and adjudged by this Court that the judgment of the said Supreme Court, in this cause, be, and the same is hereby, reversed with costs; and that this cause be, and the same is hereby, remanded to the said Supreme Court for further proceedings not inconsistent with the opinion of this Court.

Per Mr. Justice McReynolds.

Peter Rossi and Edward Ehrett, Petitioners, vs. The United States of America. 594

On writ of certiorari to the United States Circuit Court of Appeals for the Seventh Circuit.

This cause came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Seventh Circuit, and was argued by counsel.

On consideration whereof, It is ordered and adjudged by this Court that the judgment of the said United States Circuit Court of Appeals, in this cause, be, and the same is hereby, affirmed; and that this cause be, and the same is hereby, remanded to the District Court of the United States for the Southern District of Illinois.

Per Mr. Justice McReynolds.

The Chief Justice said:

"The orders of the Court appear upon the list certified to by the Chief Justice and filed with the Clerk and will not be announced orally."

In Re: Ralph C. Davis.

Order.

A rule is ordered to issue returnable on Monday, April 17 next, requiring Ralph C. Davis, of Pittsburgh, Pennsylvania, a member of the Bar of this Court, to show cause why he should not be disbarred for conduct unbecoming a member of the Bar of this Court.

Per Mr. Chief Justice Hughes.

Concordia Fire Insurance Company, Appellant, vs. The People of the State of Illinois. 790

Further consideration of the question of the jurisdiction of this Court in this case, and of the motion to dismiss or affirm, is postponed to the hearing of the case on the merits.

Per Mr. Chief Justice Hughes.

Charles N. Bevan, Appellant,

784 vs.

David M. Krieger, as Sheriff of Lucas County, Ohio;

John W. Koehrman, Appellant,

785 vs.

David M. Krieger, as Sheriff of Lucas County, Ohio;

Robert A. Stranahan, Appellant,

786 vs.

David M. Krieger, as Sheriff of Lucas County, Ohio.

Further consideration of the question of the jurisdiction of this Court in these cases is postponed to the hearing of the cases on the merits and they are assigned for argument on Monday, May 8 next.

Per Mr. Chief Justice Hughes.

Richard Reid Rogers,

Petitioner,

732 vs.

George W. Hill, A. C. Mower, Charles A. Penn, et al.

Order allowing certiorari.

The petition herein for a writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit is granted. And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

Krauss Bros. Lumber Company,

Petitioner,

734 vs.

Dimon Steamship Corporation, Claimant of the Steamship "Pacific Cedar" her engines, etc.

Order allowing certiorari.

The petition herein for a writ of certiorari to the United States Circuit Court of Appeals for the Ninth Circuit is granted. And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

John H. Leighton, James A. McPherson, Sue P. Leighton, et al., Petitioners, vs. The United States of America.

735

Order allowing certiorari. The petition herein for a writ of certiorari to the United States Circuit Court of Appeals for the Ninth Circuit is granted. And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

Ivan M. Oakes, Petitioner, vs. Ben Lake, as Sheriff of Owyhee County, Idaho.

736

Order allowing certiorari. The petition herein for a writ of certiorari to the United States Circuit Court of Appeals for the Ninth Circuit is granted. And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

Sinclair Refining Company, Petitioner, vs. Jenkins Petroleum Process Company.

752

Order allowing certiorari. The petition herein for a writ of certiorari to the United States Circuit Court of Appeals for the First Circuit is granted. And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

The Puerto Rico Railway, Light & Power Company, Petitioner, vs. Rosa Julia Miranda. 703

On petition for writ of certiorari to the United States Circuit Court of Appeals for the First Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the First Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied, upon the ground that the question presented is one of local law of Puerto Rico.

Per Mr. Chief Justice Hughes.

Tom Salmon, Petitioner, vs. The United States of America. 781

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Fifth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Fifth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied, upon the ground that the application for the writ was not made within the time provided by law.

Per Mr. Chief Justice Hughes.

Ralston Purina Company, Petitioner, vs. The United States. 741

On consideration of the motion to amend the petition for writ of certiorari in this cause,

It is ordered by this Court that the said motion be, and the same is hereby, granted.

Per Mr. Chief Justice Hughes.

Ralston Purina Company,

Petitioner, On petition for writ of certiorari

741 vs. to the Court of Claims.

The United States.

On consideration of the petition for a writ of certiorari herein to the Court of Claims and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Rupert P. Ricker, On petition for writ of certiorari

Petitioner, to the United States Circuit Court

714 vs. of Appeals for the Fifth Circuit.

A. B. Shurter and E. D. Shurter.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Fifth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Edna S. Singles,

Petitioner, On petition for writ of certiorari

722 vs. to the Court of Claims.

The United States.

On consideration of the petition for a writ of certiorari herein to the Court of Claims and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

C. M. Root and Fidelity and Deposit Company of Maryland,

Petitioners,

731 vs.

The United States of America.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Fifth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Fifth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Walter Cravens,

Petitioner,

738 vs.

The United States of America.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Eighth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Eighth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Fidelity Storage Company, David B. Karrick, and Harry S. Plager,

Petitioners,

739 vs.

Mary A. Jaques.

On petition for writ of certiorari to the Court of Appeals of the District of Columbia.

On consideration of the petition for a writ of certiorari herein to the Court of Appeals of the District of Columbia, and of the argument of counsel thereupon had,

It is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Joseph Condon,

Petitioner,

740 vs.

Galen L. Tait, Collector of Internal Revenue for the District of Maryland.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Fourth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Fourth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Smith Engineering Company and American Surety Company of New York,

Petitioners,

745 vs.

Honorable Charles N. Pray, District Judge of the United States for the District of Montana, et al.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Ninth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Ninth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

West Virginia Northern Railroad Company,

Petitioner,

746 vs.

Carleton Mining and Power Company.

On petition for writ of certiorari to the Supreme Court of Appeals of the State of West Virginia.

On consideration of the petition for a writ of certiorari herein to the Supreme Court of Appeals of the State of West Virginia, and of the argument of counsel thereupon had,

It is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Lehigh Valley Railroad Company, Petitioner, vs. Peter P. Paddock. 749 — On petition for writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Second Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

James Ferguson, Petitioner, vs. Louis Sabo, et al. 750 — On petition for writ of certiorari to the Supreme Court of Errors of the State of Connecticut.

On consideration of the petition for a writ of certiorari herein to the Supreme Court of Errors of the State of Connecticut, and of the argument of counsel thereupon had,

It is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Charles F. Aycock and Glen S. Jordan, Petitioners, vs. The United States of America. 751 — On petition for writ of certiorari to the United States Circuit Court of Appeals for the Ninth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Ninth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

United States Fidelity and
Guaranty Company,

Petitioner,

753 vs.

The Commercial National Bank of
Brady, Texas.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Fifth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Fifth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Culberson P. Dent,

Petitioner,

769 vs.

The Chesapeake & Ohio Railroad
Company.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Sixth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Sixth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Herman L. Rich, Fred Woodward, John
Spiess and Arthur Woodward,

Petitioners,

757 vs.

The United States of America.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the First Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the First Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

American Cyanamid Company,

Petitioner,

761 vs.

Wilson & Toomer Fertilizer Company.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Fifth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Fifth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Barnard J. Hirsch,

Petitioner,

762 vs.

The United States of America.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Ninth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Ninth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

American Mutual Liability Insurance Company of Boston, Massachusetts,

Petitioner,

765 vs.

Dr. J. B. Cooper.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Fifth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Fifth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Herman Finder,

Petitioner,

766 vs.

Ward W. Smith, as Trustee, etc.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Second Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the saidpetition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Chicago Bank of Commerce,

Petitioner,

778 vs.

Charles McPherson and Ewald J. Pfeiffer, as Executors and Trustees, etc. of Charles F. Ruggles, Deceased.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Sixth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Sixth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

C. M. Patten & Company and Grace M. Wilder, Petitioners,

691 vs.

The United States of America.

On consideration of the motion of Mr. Solicitor General Thacher to defer the consideration of the petition for writ of certiorari in this cause until April 24 next,

It is ordered by this Court that the said motionbe, and the same is hereby, granted.

Per Mr. Chief Justice Hughes.

Arthur C. Harvey Company,
Petitioner,
537 vs.
John F. Malley and/or Malcolm E. Nichols, Former Collector.

The motion to modify the judgment in this case was submitted by Mr. O. Walker Taylor for the petitioner.

— Original.

Ex Parte: Dominick Caparrotta, Petitioner.

On consideration of the motion for leave to withdraw the motion for leave to file a petition for writ of mandamus herein,

It is ordered by this Court that the said motion be, and the same is hereby, granted.

Per Mr. Chief Justice Hughes.

— Original.

Ex parte: Arthur T. LaPrade, Petitioner.

The return to the rule to show cause herein was presented by Mr. Lawrence H. Cake.

The State of New Jersey,
Complainant,
13, Original. vs.
The City of New York.

The report of defendant, dated April 1, 1933, was presented.

C. J. Allen, et al.,
Appellants,
834 vs.
Galveston Truck Line Corporation.

The joint motion to advance this case was submitted to the consideration of the Court by Mr. James V. Allred, Mr. T. S. Christopher, Mr. Elbert Hooper, and Mr. Claude Pollard for the appellants, and by Mr. Mart H. Royston, and Mr. J. Newton Rayzor for the respondent.

The State of Chio, Plaintiff, vs. The Chattanooga Boiler and Tank Company.	The argument of this case was commenced by Mr. John W. Bricker for the plaintiff, continued by Mr. Francis J. Wright for the defendant, and concluded by Mr. Oscar A. Brown for the plaintiff.
18, Original.	
Aaron Mintz and Louis Mintz, Co-partners, etc., Appellants, vs. Charles H. Baldwin, Individually and as Commissioner of Agriculture & Markets of the State of New York.	This case was argued by Mr. J. E. Messerschmidt for the appellants, and by Mr. Henry S. Manley for the appellee.
760	
David Daube, Petitioner, vs. The United States.	The argument of this case was commenced by Mr. John E. Hughes for the petitioner.
634	

Proclamation being made the Court is adjourned until tomorrow at 12 o'clock.

TUESDAY, APRIL 11, 1933

Pursuant to adjournment the Court met at the Capitol.

PRESENT:

The Honorable Charles E. Hughes, Chief Justice,
Willis Van Devanter,
James C. McReynolds,
Louis D. Brandeis,
George Sutherland,
Pierce Butler,
Harlan F. Stone,
Owen J. Roberts,
Benjamin N. Cardozo, Associate Justices.
Frank K. Green, Esquire, Marshal,
Charles Elmore Cropley, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. A. V. Cushman, It is ordered that Hamer H. Jamieson, Esquire, of Los Angeles, State of California, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Paul B. Cromelin, It is ordered that Howard W. Knox, Esquire, of Washington, District of Columbia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Josephus C. Trimble, It is ordered that James R. Ryan, Esquire, of Chicago, State of Illinois, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Paul B. Cromelin, It is ordered that Cato B. Hurd, Esquire, of Washington, District of Columbia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. John C. White, It is ordered that D. K. Woodward, Jr., Esquire, of Dallas, State of Texas, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Heartsill Ragon, It is ordered that Winfred Lake, Esquire, of De Queen, State of Arkansas, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Heartsill Ragon, It is ordered that George O. Patterson, Esquire, of Clarksville, State of Arkansas, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Duncan U. Fletcher, It is ordered that A. Frank Katzentine, Esquire, of Miami, State of Florida, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Walter F. George, It is ordered that George G. McCoy, Esquire, of Savannah, State of Georgia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Heartsill Ragon, It is ordered that Edward H. Patterson, Esquire, of Little Rock, State of Arkansas, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Heartsill Ragon, It is ordered that Ben Cravens, Esquire, of Ft. Smith, State of Arkansas, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Lindley H. Hadley, It is ordered that Chas. E. Allen, Esquire, of Seattle, State of Washington, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Joseph C. Trimble, It is ordered that Chauncey F. Tramutola, Esquire, of San Francisco, State of California, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Wesley E. Disney, It is ordered that Charles S. Piepgrass, Esquire, of Tulsa, State of Oklahoma, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

David Daube, Petitioner,

634 vs.

The United States.

The argument of this case was continued by Mr. John E. Hughes for the petitioner, by Mr. Whitney North Seymour for the respondent, and concluded by Mr. John E. Hughes for the petitioner.

Federal Radio Commission, Petitioner,

657 vs.

Nelson Brothers Bond & Mortgage Company;

Federal Radio Commission, Petitioner,

658 vs.

North Shore Church;

Federal Radio Commission, and Johnson-Kennedy Radio Corporation, Petitioners,

659 vs.

Nelson Brothers Bond & Mortgage Company;

Federal Radio Commission and Johnson-Kennedy Radio Corporation, Petitioners,

660 vs.

North Shore Church.

The argument of these cases was commenced by Mr. Solicitor General Thacher for the petitioner, Federal Radio Commission; continued by Mrs. Mabel Walker Willebrandt, for the petitioner, Johnson-Kennedy Radio Corporation; by James M. Beck for the respondents; and concluded by Mr. Solicitor General

TUESDAY, APRIL 11, 1933 - CONTINUED

The United States of America, on relation of Lucien H. Greathouse, et al., Petitioners, 677 vs. George H. Dern, as Secretary of War, et al.

The argument of this case was commenced by Mr. Spencer Gordon for the petitioners.

Proclamation being made the Court is adjourned until tomorrow at 12 o'clock.

Pursuant to adjournment the Court met at the Capitol.

PRESENT:

The Honorable Charles E. Hughes, Chief Justice,
Willis Van Devanter,
James C. McReynolds,
Louis D. Brandeis,
George Sutherland, Associate Justices.
Pierce Butler,
Harlan F. Stone,
Owen J. Roberts,
Benjamin N. Cardozo,
Frank K. Green, Esquire, Marshal,
Charles Elmore Cropley, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. Albert L. Hopkins, It is ordered that Anderson A. Owen, Esquire, of Chicago, State of Illinois, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. August C. Backus, It is ordered that William H. Spohn, Esquire, of Madison, State of Wisconsin, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. B. K. Wheeler, It is ordered that Charles E. Collett, Esquire, of Sidney, State of Montana, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. B. K. Wheeler, It is ordered that Roy E. Ayers, Esquire, of Lewistown, State of Montana, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Sam C. Bratton, It is ordered that James O. Reavis, Esquire, of Bakersfield, State of California, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Abraham B. Frey, It is ordered that John D. T. Bold, Esquire, of Evansville, State of Indiana, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Frank F. Nesbit, It is ordered that Frank Walsh Glenn, Esquire, of Washington, District of Columbia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. John J. Darby, It is ordered that George Link, Jr., Esquire, of New York City, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Walter Schaffner, It is ordered that Anthony J. Dimond, Esquire, of Valdez, Territory of Alaska, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. George W. Norris, It is ordered that William J. Froelich, Esquire, of Chicago, State of Illinois, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

The Chief Justice announced the following order of the Court:

C. J. Allen, et al., Appellants,
834 vs.
Galveston Truck Line Corporation.

On consideration of the joint motion to advance this cause,
It is ordered by the Court that the said motion be, and the same is hereby, granted, and the case is assigned for argument on Monday, May 8 next, after the cases heretofore assigned for that day.

Per Mr. Chief Justice Hughes.

The United States of America, on relation of Lucien H. Greathouse, et al., Petitioners,
677 vs.
George H. Dern, as Secretary of War, et al.

The argument of this case was continued by Mr. Spencer Gordon for the petitioner, by Mr. Seth W. Richardson for the respondents, and concluded by Mr. Spencer Gordon for the petitioner.

Isaac Gross and Joel Gross, partners as Gross & Gross, et al., Petitioners,
680 vs.
Irving Trust Company, Trustee, etc.;
J. S. S. Weisman and John Milton, Receivers, etc., Petitioners,
681 vs.
Irving Trust Company, Trustee, etc.;
Isaac Gross and Joel Gross, partners as Gross & Gross, et al., Petitioners,
682 vs.
Irving Trust Company, Trustee, etc.

These cases were argued by Mr. Merritt Lane for the petitioners, and by Mr. Samuel Kaufman for the respondent.

Thomas S. Williams,
728 vs.
The United States;
Daniel D. O'Donoghue,
729 vs.
The United States;
William Hitz,
730 vs.
The United States.

The argument of these cases was commenced by Mr. George A. King for Thomas S. Williams, continued by Mr. John W. Davis for Daniel W. O'Donoghue and William Hitz, by Mr. Solicitor General Thacher for the United States; and concluded by Mr. John S. Flannery for Daniel W. O'Donoghue and William Hitz.

Proclamation being made the Court is adjourned until Monday next at 12 o'clock.

Pursuant to adjournment the Court met at the Capitol.

PRESENT:

The Honorable Charles E. Hughes, Chief Justice,
Willis Van Devanter,
James C. McReynolds,
Louis D. Brandeis,
George Sutherland, Associate Justices.
Pierce Butler,
Harlan F. Stone,
Owen J. Roberts,
Benjamin N. Cardozo,
Frank K. Green, Esquire, Marshal,
Charles Elmore Cropley, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. George D. Hoover, It is ordered that T. Baxter Milne, Esquire, of Washington, District of Columbia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Willis Crane, It is ordered that Arlington C. Harvey, Esquire, of Evanston, State of Illinois, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Frank K. Nebeker, It is ordered that Harold M. Stephens, Esquire, of Salt Lake City, State of Utah, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Charles B. McInnis, It is ordered that Melville Ehrlich, Esquire, of Port Chester, State of New York; , be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Theodore T. Golden, It is ordered that Stanley Granger, Esquire, of Miami, State of Florida, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Raymond Benjamin, It is ordered that Hugh W. Darling, Esquire, of Los Angeles, State of California, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Allen S. Hubbard, It is ordered that Clifton Murphy, Esquire, of New York City, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Otis Beall Kent, It is ordered that Herbert Goldmark, Esquire, of New York City, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Frederick E. Youngman, It is ordered that Miss Della Ives Ragsdale, of St. Louis, State of Missouri, be admitted to practice as an Attorney and Counsellor of this Court, and she was sworn accordingly.

On motion first made to the Court in this behalf by Mr. John Wattawa, It is ordered that Leo H. Klugherz, Esquire, of New York City, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Frank E. Holman, It is ordered that Parker W. Kimball, Esquire, of Spokane, State of Washington, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Franklin R. Overmyer, It is ordered that Adelor J. Petit, Jr., Esquire, of Chicago, State of Illinois, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Rush C. Butler, It is ordered that Lambert Kaspers, Esquire, of Chicago, State of Illinois, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Rush C. Butler, It is ordered that Allan J. Carter, Esquire, of Chicago, State of Illinois, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. John W. Bricker, It is ordered that Donald C. Power, Esquire, of Columbus, State of Ohio, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. John W. Bricker, It is ordered that David C. Haynes, Esquire, of Youngstown, State of Ohio, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Max Rhoads, It is ordered that Milford J. Meyer, Esquire, of Philadelphia, State of Pennsylvania, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. James Hamilton Lewis, It is ordered that Mrs. Esther Melnick, of Chicago, State of Illinois, be admitted to practice as an Attorney and Counsellor of this Court, and she was sworn accordingly.

On motion first made to the Court in this behalf by Mr. James Hamilton Lewis, It is ordered that Abraham Teitlebaum, Esquire, of Chicago, State of Illinois, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Tom Connally, It is ordered that William T. Caven, Esquire, of Marshall, State of Texas, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Tom Connally, It is ordered that Charles C. Carsner, Esquire, of Victoria, State of Texas, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Donald R. Richberg, It is ordered that Charles L. Strouss, Esquire, of Phoenix, State of Arizona, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Franklin R. Overmyer, It is ordered that Wendell H. Hey, Esquire, of Chicago, State of Illinois, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Nathan L. Miller, It is ordered that Carl M. Owen, Esquire, of Bronxville, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Nathan L. Miller, It is ordered that Harold J. Gallagher, Esquire, of Bronxville, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Brice Clagett, It is ordered that Claude A. Watson, Esquire, of Los Angeles, State of California, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Newton D. Baker, It is ordered that George C. Gilbert, Jr., Esquire, of Chicago, State of Illinois, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Donald R. Richberg, It is ordered that Arthur T. La Prade, Esquire, of Phoenix, State of Arizona, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Riley Andrew Gwynn, It is ordered that Fred S. Alward, Esquire, of Las Vegas, State of Nevada, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Hatton W. Sumners, It is ordered that Augustus McCloskey, Esquire, of San Antonio, State of Texas, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Rush L. Holland, It is ordered that Louis Boehm, Esquire, of New York City, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

William H. Edelman, State Treasurer;
Harry R. Weston, State Treasurer;
The City of Cheyenne, et al.,
Petitioners,
571 vs.
Boeing Air Transport, Inc.

On writ of certiorari to the United States Circuit Court of Appeals for the Tenth Circuit.

This cause came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Tenth Circuit, and was argued by counsel.

On consideration whereof, It is ordered, adjudged, and decreed by this Court that the decree of the said United States Circuit Court of Appeals, in this cause, be, and the same is hereby, reversed with costs; and that this cause be, and the same is hereby, remanded to the District Court of the United States for the District of Wyoming for further proceedings in conformity with the opinion of this Court.

Per Mr. Justice Stone.

Mr. Justice Van Devanter took no part in the consideration or decision of this case.

Philip Hurn and Percy Morgan, Jr.,
Petitioners,
565 vs.
Fulton Oursler, Lowell Brentano,
Albert Lewis and Sam H. Harris.

On writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

This cause came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Second Circuit, and was argued by counsel.

On consideration whereof, It is ordered, adjudged, and decreed by this Court that the decree of the District Court of the United States for the Southern District of New York and the decree of the said Circuit Court of Appeals, in this cause, be, and the same are hereby, modified as indicated in the opinion of this Court, and as modified, affirmed with costs.

And it is further ordered that this cause be, and the same is hereby, remanded to the said District Court for proceedings in conformity with the opinion of this Court.

Per Mr. Justice Sutherland.

Mr. Justice Brandeis and Mr. Justice Stone think the decree should

The Chief Justice announced the promulgation of amendments to the General Orders in Bankruptcy effective April 24 next, which are as follows:

SUPREME COURT OF THE UNITED STATES

ORDER, April 17, 1933

IT IS ORDERED that Rules I, III, IV, V, X, XII, XIII, XIV, XVII, XVIII, XXI, XXIV, XXVI, XXVIII, XXIX, XXX, XXXI, XXXII, XXXIII, XXXVI, XXXVIII, XXXIX, XLI, XLII, XLIII, XLIV, and XLVII of the General Orders in Bankruptcy are amended, effective April 24, 1933 to read respectively as follows:

I

DOCKET

The clerk shall keep a docket, in which the cases shall be entered and numbered in the order in which they are commenced. It shall contain a memorandum of the filing of the petition and of the action of the court thereon, of the reference of the case, if any reference is made, to the referee; and of the transmission by him to the clerk of his certified record of the proceedings, with the dates thereof, and a memorandum of all proceedings in the case except those duly entered on the referee's certified record aforesaid. The docket shall be arranged in a manner convenient for reference, shall indicate whether or not the proceeding is brought under any of the sections of Chapter VIII of the Act, and shall at all times be open to public inspection.

III

PROCESS

All process, summons, and subpoenas, except such as are issued by the Interstate Commerce Commission in the

The Chief Justice said:

"The orders of the Court appear upon the list certified to by the Chief Justice and filed with the Clerk, and will not be announced orally."

In Re Disbarment of: Oscar C. Thomas; Chauncey Hackett; Robert E. J. Whalen; Sylvester L. McLaurin; Abner Siegal; and Harry H. Hollander.

It have been shown to the Court that Oscar C. Thomas; Chauncey Hackett; Robert E. J. Whalen; Sylvester L. McLaurin; Abner Siegal; and Harry H. Hollander, members of the Bar of this Court, have been disbarred from the practice of the law in the Supreme Court of the District of Columbia,

It is ordered by this Court that the above-named members of the Bar be, and they are hereby, suspended from practice before this Court, and that rules issue requiring these members of the Bar to show cause under Rule 2 why they should not be disbarred from the further practice of law in this Court.

Per Mr. Chief Justice Hughes.

In re Disbarment of: Herman Woodward Winburn.

It having been suggested to the Court that Herman Woodward Winburn has been guilty of conduct unbecoming a member of the Bar of this Court in that he made application for admission, and was admitted, to this Bar as a member in good standing of the Bar of the Supreme Court of the State of North Carolina without disclosing that he had been a member of the bar of the Supreme Court of the State of Louisiana under the name of Herman Winsberg and had, under that name and by virtue of his membership of that bar, a pending application for admission to the Bar of this Court and without disclosing that he had caused the cancellation of his license to practice as a member of the bar of the Supreme Court of the State of Louisiana in order to avoid disbarment proceedings based upon the charge of an offense involving moral turpitude,

It is ordered, that the said Herman Woodward Winburn be, and he is hereby, suspended from practice before this Court,

And it is further ordered, that a rule issue directing the said Herman Woodward Winburn to show cause, within forty days of this date, why he should not be disbarred from the practice of the law in this Court upon the ground that he has been guilty of conduct unbecoming a member of the Bar of this Court, as aforesaid.

The Chief Justice announced the promulgation of

General Orders in Bankruptcy effective April 24 next, whi

performance of its duties under section 77 of the Act, shall issue out of the court, under the seal thereof, and be tested by the clerk; and blanks, with the signature of the clerk and seal of the court, may, upon application, be furnished to the referees.

IV

CONDUCT OF PROCEEDINGS

Proceedings may be conducted by the bankrupt or debtor in person in his own behalf, or by a petitioning or opposing creditor; but a creditor will only be allowed to manage before the court his individual interest. Every party may appear and conduct the proceedings by attorney, who shall be an attorney or counselor authorized to practice in the district court. The name of the attorney or counselor, with his place of business, shall be entered upon the docket, with the date of the entry. All papers or proceedings offered by an attorney to be filed shall be indorsed as above provided, and orders granted on motion shall contain the name of the party or attorney making the motion. Notices and orders which are not, by the Act or by these general orders, required to be served on the party personally may be served upon his attorney.

V

FRAME OF PETITIONS

1. All petitions and the schedules filed therewith shall be printed or written out plainly, without abbreviation or interlineation, except where such abbreviation and interlineation may be for the purpose of reference.

2. Petitioners in involuntary proceedings for adjudication, whose claims rest upon assignment or transfer from other persons, shall annex to one of the duplicate petitions all instruments of assignment or transfer, and an affidavit setting forth the true consideration paid for the assignment or transfer of such claims and stating that

TINUED

amendments to the

ch are as follows:

the petitioners are the bona fide holders and legal and beneficial owners thereof and whether or not they were purchased for the purpose of instituting bankruptcy proceedings.

3. Every voluntary bankrupt whose petition is not accompanied by schedules shall file with his petition, unless further time not exceeding ten days is granted by the court for cause shown, a verified list in triplicate of the names of his creditors and their residences, if known, and if unknown that fact to be stated.

XI

INDEMNITY FOR EXPENSES

Before incurring any expense in publishing or mailing notices, or in traveling, or in procuring the attendance of witnesses, or in perpetuating testimony, the clerk, marshal, or referee may require, from the bankrupt, debtor, or other person in whose behalf the duty is to be performed, indemnity for such expense. Money advanced for this purpose by the bankrupt, debtor, or other person shall be repaid him out of the estate as part of the cost of administering the same.

XII

DUTIES OF REFEREE

1. The order referring a case to a referee shall name a day upon which the bankrupt or debtor shall attend before the referee, and from that day the bankrupt or debtor shall be subject to the orders of the court in all matters relating to the proceedings, and may receive from the referee a protection against arrest to continue, unless suspended or vacated by order of the court, until the final adjudication on his application for a discharge or for the confirmation of a composition or extension proposal. A copy of the order shall forthwith be sent by mail to the referee, or be delivered to him personally by the clerk or other officer of the court. And thereafter all the proceed-

The Chief Justice announced the prom

General Orders in Bankruptcy effective April 2

ings, except such as are required by the Act o
general orders to be had before the judge, sh
before the referee.

2. The time when and place where the ref
act upon the matters arising under the severa
ferred to them shall be fixed by special order of
or by the referee; and at such times and plac
erees may perform the duties which they are e
by the Act to perform.

3. Applications for a discharge, or for the co
of a composition where the proceeding is had
tion 12 of the Act, or for an injunction to stay p
of a court or officer of the United States or o
shall be heard and decided by the judge. Bu
refer such an application, or any specified iss
thereon, to the referee, or in proceedings under
of the Act, to a special master, to ascertain and
facts. Unless otherwise ordered by the judge
tions for the confirmation of a debtor's propo
section 74 of the Act, and all objections thereto
heard and decided by the referee.

4. If a voluntary bankrupt files the list of cr
quired by General Order V, the referee shall pro
the first meeting of creditors without awaiting th
schedules.

XIII

APPOINTMENT AND REMOVAL OF TRUSTE

The appointment of a trustee by the credi
be subject to be approved or disapproved, and h
removable, by the referee or by the judge.

XIV

NO OFFICIAL OR GENERAL TRUSTEE

No official trustee shall be appointed by the
any general trustee to act in classes of cases. Th

1933 - CONTINUED

ulgation of amendments to the

4 next, which are as follows:

order shall not apply to proceedings under section 77 of the Act.

XVII

DUTIES OF TRUSTEE

1. The trustee shall, immediately upon entering upon his duties, prepare a complete inventory of all the property of the bankrupt or debtor that comes into his possession.

2. The trustee shall make report to the court, within five days after receiving the notice of his appointment, unless further time is granted by the court, of the articles set off to the bankrupt or debtor by him, according to the provisions of section 47 of the Act, with the estimated value of each article, and any creditor or the bankrupt or debtor may take exceptions to the determination of the trustee within ten days after the filing of the report, unless further time is granted by the court. The referee may require the exceptions to be argued before him, and shall certify them to the court for final determination at the request of either party.

3. The accounts of the trustee, required by section 47 of the Act, shall include a statement of all items of property received and of all items of property disposed of; his final report shall include such accounts, and the referee, except in no asset cases, shall mail a summary of said report and accounts to the creditors with the notice of the final meeting, together with a statement of the amount of claims proved and allowed.

4. The trustee shall examine the correctness of all proofs of claim filed against estates and object to the allowance thereof if he deems them improper.

5. In case the trustee shall neglect to file any report or statement which it is made his duty to file or make by the Act, or by any general order in bankruptcy, within five days after the same shall be due, it shall be the duty

The Chief Justice announced the prom

General Orders in Bankruptcy effective April 2

of the referee to make an order requiring the
show cause before him, at a time specified in
why he should not be removed from office. T
shall cause a copy of the order to be served
trustee at least three days before the time fixe
hearing.

6. All accounts of trustees shall be referred as
to the referee for audit, unless otherwise speciall
by the court.

7. This general order shall not apply to proce
der section 77 of the Act.

XVIII

SALE OF PROPERTY

1. All sales shall be by public auction unless
ordered by the court. Where the property is so
auctioneer he shall, upon completion of the sale
the receiver or trustee with an itemized statemen
property sold, the name of each purchaser, and
received for each item, or for the property as a
it is sold in bulk.

2. Upon application to the court, and for go
shown, the trustee may be authorized to sell ar
fied portion of the estate at private sale; in which
shall keep an accurate account of each article
the price received therefor, and to whom sold; w
count he shall file at once with the referee.

3. Upon petition by a bankrupt, debtor, cred
ceiver, or trustee, setting forth that a part or the
the estate is perishable, the nature and location
perishable estate, and that there will be loss if the
not sold immediately, the court, if satisfied of t
stated and that the sale is required in the interes
estate, may order the same to be sold, with or
notice to the creditors, and the proceeds to be d
in court.

ulgation of amendments to the

next, which are as follows:

4. This general order shall not apply to proceedings under section 77 of the Act.

XXI

PROOF OF DEBTS

1. Depositions to prove claims against an estate shall be correctly entitled in the court and in the cause. When made to prove a debt due to a partnership it must appear on oath that the deponent is a member of the partnership; when made by an agent, the reason the deposition is not made by the claimant in person must be stated; and when made to prove a debt due to a corporation, the deposition shall be made by a duly authorized officer of the corporation. Depositions to prove debts existing in open account shall state when the debt became or will become due; and if it consists of items maturing at different dates the average due date shall be stated, in default of which it shall not be necessary to compute interest upon it. All such depositions shall contain an averment that no note has been received for such account, nor any judgment rendered thereon. Proofs of debt received by any trustee shall be delivered to the referee to whom the cause is referred.

2. Any creditor may file with the referee a request that all notices to which he may be entitled shall be addressed to him at any place, to be designated by the post-office box or street number, as he may appoint; and thereafter, and until some other designation shall be made by such creditor, all notices shall be so addressed; and in other cases notices shall be addressed as specified in the proof of debt.

3. Claims which have been assigned before proof shall be supported by a deposition of the owner at the time of the commencement of proceedings, setting forth the true consideration of the debt, and that it is entirely unsecured, or if secured, the security as is required in prov-

The Chief Justice announced the pros

General Orders in Bankruptcy effective April 2

ing secured claims. Upon the filing o
of the assignment of a claim proved a
referee's docket, the referee shall imme
by mail to the original claimant of the
of assignment; and, if no objection be
days, or within further time allowed
shall make an order subrogating the as
nal claimant. If objection be made, h
hear and determine the matter.

4. The claims of persons contingen
bankrupt or debtor may be proved in
creditor when known by the party c
When the name of the creditor is unk
may be proved in the name of the p
liable; but no dividend shall be paid
except upon satisfactory proof that it
tanto the original debt.

5. The execution of any letter of atto
a creditor, or of an assignment of claim
be proved or acknowledged before a ref
States commissioner, or a notary public.
on behalf of a partnership or of a corpo
executing the instrument shall make o
member of the partnership, or a duly au
the corporation on whose behalf he acts.
son executing is not personally known to
the proof or acknowledgment, his identi
lished by satisfactory proof.

6. When the trustee or any creditor or
debtor shall desire the reëxamination of
against the estate, he may apply by petit
to whom the case is referred for an orde
amination, and thereupon the referee sha
fixing a time for hearing the petition, of
shall be given by mail addressed to the c
time appointed the referee shall take the
the creditor, and of any witness that m

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either party and if it shall appear from such examination that the claim ought to be expunged or diminished, the referee may order accordingly.

7. Every proof of debt filed in extension proceedings under section 74 of the Act shall, unless the court is satisfied from its other allegations that the claim is not based upon money loaned or upon any bond, note or other obligation, contain proof that the claim is free from usury as defined by the laws of the place where the debt is contracted.

8. The provisions of this general order shall not apply to proceedings under section 77 of the Act.

XXIV

LIST OF PROVED CLAIMS

The referee shall maintain open to inspection a list of the claims proved against an estate, with the names and addresses of the proving creditors.

XXVI

ACCOUNTS OF REFEREE

Every referee shall keep an accurate and itemized account showing, with respect to each case referred to him, his receipts and expenditures and their nature. Within sixty days after the expiration of each six months period ending January thirty-first and July thirty-first respectively, in each year, he shall submit to the district court (1) a transcript of such account, with proper vouchers when vouchers can be procured; (2) a statement showing the unexpended balance, if any, of moneys received as indemnity or charges for expenses; (3) if the referee devotes part time to his duties, a statement showing the extent to which and the method by which any overhead expenses have been allocated to and reimbursed out of the cases referred to him; (4) the particular rule

The Chief Justice announced the promu

General Orders in Bankruptcy effective April 24

or method by which the amount of exp
against individual estates is computed or
statement of the cases referred to him wh
mained open for more than eighteen month
reasons in each instance why they have no
The accounts and statements so submitte
duplicate and verified; one copy shall be t
the clerk, forthwith upon its receipt, to
General.

XXVIII

REDEMPTION OF PROPERTY AND COMPOUNDIN

Whenever it may be deemed for the benef
to redeem and discharge any mortgage or ot
deposit or lien, upon any property, real or p
relieve said property from any conditional
to tender performance of the conditions
compound and settle any debts or other clai
longing to the estate, the trustee, or the
debtor, or any creditor who has proved his
his petition therefor; and thereupon the c
point a suitable time and place for the he
notice of which shall be given as the court
that all creditors and other persons interest
and show cause, if any they have, why an
not be passed by the court upon the petiti
such act on the part of the trustee. This
shall not apply to proceedings under section

XXIX

PAYMENT OF MONEYS DEPOSIT

No moneys deposited as required by th
drawn from the depository unless by che
signed by the clerk of the court, or by
countersigned by the judge of the court, c
designated for that purpose, or by the cler
ant under an order made by the judge, st

1933 - CONTINUED

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NG OF CLAIMS

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the sum, and the account for which it is drawn; and an entry of the substance of such check or warrant, with the date thereof, the sum drawn for, and the account for which it is drawn, shall be forthwith made in a book kept for that purpose by the trustee or his clerk; and all checks and drafts shall be entered in the order of time in which they are drawn, and shall be numbered in the case of each estate. A copy of this general order shall be furnished to the depository, and also the name of any referee or clerk authorized to countersign said checks. This general order shall not apply to proceedings under section 77 of the Act.

XXX

IMPRISONED DEBTOR

If, at the time of the commencement of proceedings under this Act, the bankrupt or debtor shall be imprisoned, the court, upon application, may order him to be produced upon habeas corpus, by the jailer or any officer in whose custody he may be, before the court, for the purpose of testifying in any manner relating to said proceedings; and, if committed after the commencement of said proceedings upon process in any civil action founded upon a claim provable under the Act, the court may, upon like application, discharge him from such imprisonment. If the bankrupt or debtor, during the pendency of said proceedings be arrested or imprisoned upon process in any civil action, the district court, upon his application, may issue a writ of habeas corpus to bring him before the court to ascertain whether such process has been issued for the collection of any claim provable under the Act, and if so provable he shall be discharged; if not, he shall be remanded to the custody in which he may lawfully be. Before granting the order for discharge, the court shall cause notice to be served upon the creditor or his attorney, so as to give him an opportunity of appearing and being heard before the granting of the order.

The Chief Justice announced the promulgation of amend

General Orders in Bankruptcy effective April 24 next, which are

XXXI

PETITION FOR DISCHARGE

The petition of a bankrupt or debtor for a discharge shall state concisely, in accordance with the provisions of the Act and the orders of the court, the proceedings in the case and the acts of the bankrupt or debtor.

XXXII

OPPOSITION TO DISCHARGE OR COMPOSITION OR EXTENSION

A creditor opposing an application for discharge, or for the confirmation of a composition or extension proposal, shall enter his appearance in opposition thereto on the day when the creditors are required to show cause, and shall at the same time file a specification in writing of the grounds of his opposition.

XXXIII

ARBITRATION

Whenever a trustee shall make application to the court for authority to submit a controversy arising in the settlement of a demand against an estate, or for a debt due to it, to the determination of arbitrators, or for authority to compound and settle such controversy by agreement with the other party, the application shall clearly and distinctly set forth the subject matter of the controversy, and the reasons why the trustee thinks it proper and most for the interest of the estate that the controversy should be settled by arbitration or otherwise.

XXXVI

APPEALS

Appeals shall be regulated, except as otherwise provided in the Act, by the rules governing appeals in equity in courts of the United States.

XXXVIII

FORMS

The several forms annexed to these general orders shall be observed and used, with such alterations as may be necessary to suit the circumstances of any particular case. In proceedings under any of the sections of Chapter VIII of the Bankruptcy Act, unless and until the debtor is adjudicated a bankrupt all forms used shall refer to him as a "debtor" and not a "bankrupt" and shall be captioned "In proceedings for a composition or extension" or "In proceedings for the reorganization of a railroad," as the case may be, and not "In bankruptcy."

XXXIX

REPRESENTATION OF CREDITORS BY RECEIVERS OR THEIR ATTORNEYS

Neither a receiver nor his attorney shall solicit any proof of debt, power of attorney, or other authority to act for, or represent, any creditor for any purpose in connection with the administration of an estate or the acceptance or rejection of any composition or extension proposal. The local bankruptcy court may, however, whenever a banking institution is under local rule or practice always appointed receiver in cases requiring the services of a receiver, by local rule approved by a majority of the circuit judges of the circuit, provide that notice may be given to the creditors of the availability of such institution to act as trustee if elected, and may provide means to facilitate the creditors in filing and voting their claims in favor of the election of such institution as trustee.

XLI

WAIVER OF RIGHT TO SHARE IN COMPOSITION DEPOSITS OR IN PAYMENTS UNDER AN EXTENSION

Before confirming a composition or extension proposal the court shall require all creditors and other persons who

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may have waived their right to share in
of the deposit or in payments under t
claims, fees or otherwise, to set forth in
oath all agreements with respect thereto
rupt or debtor, his attorney or other
also require an affidavit by the bankrup
he has not directly or indirectly paid
consideration to any attorney, trustee,
or other person in connection with the p
as set forth in such affidavit or in the off
or extension, and that he has no knowl
payment or promise by any other party.

COMPENSATION OF ATTORNEYS, RECEIVER

1. Every attorney, receiver, and tru
allowance of compensation from an es
rendered, or reimbursement for expense
proceedings, shall file with the court
oath, setting forth a full and detailed s
services and expenses and the amount
and, in the case of an attorney or receiv
the partial allowance, if any, theretofore
petition shall be accompanied by an affid
cant stating that no agreement has bee
or indirectly, and that no understanding
sion of fees between the applicant and
trustee, the bankrupt, the debtor, or the
of them. In the absence of such petitio
allowance of compensation shall be mad
ance shall be made to any attorney
trustee except for professional services.

2. Except in proceedings under sectio
such petition shall be heard at a meeting
the referee in sending the notice of s
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in what amount the allowance of the compensation or reimbursement for expenses is asked.

XLIII

FEES AND EXPENSES OF ATTORNEYS FOR PETITIONING CREDITORS

The court may deny the allowance of any fee to the attorney for petitioning creditors or the reimbursement of his expenses, or both, if it shall appear that the proceedings were instituted in collusion with the bankrupt or debtor or were not instituted in good faith.

XLIV

APPOINTMENT OF ATTORNEYS FOR RECEIVERS OR TRUSTEES

No attorney for a receiver or a trustee shall be appointed except upon the order of the court, which shall be granted only upon the verified petition of the receiver or trustee, stating the name of the counsel whom he wishes to employ, the reasons for his selection, the professional services he is to render, the necessity for employing counsel at all, and to the best of the petitioner's knowledge all of the attorney's connections with the bankrupt or debtor, the creditors or any other parties to the proceedings, and their respective attorneys. If satisfied that the attorney represents no interest adverse to the receiver, trustee, or any creditor in the matters upon which he is to be engaged, and that his employment would be to the best interests of the estate, the court may authorize his employment, and such employment shall be for specific purposes unless the court is satisfied that the case is one justifying a general retainer. If without disclosure any attorney acting for a receiver or trustee shall have represented any interest adverse to the receiver, trustee, or any creditor in any matter upon which he is employed for such receiver or trustee, the court may deny the allowance of any fee to such attorney, or the reimbursement of

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his expenses, or both, and may also deny a
the receiver or trustee if it shall appear th
make diligent inquiry into the conne
attorney.

Nothing herein contained shall prevent
proceedings under section 77 of the Act,
ing the employment of attorneys who ar
the railroad corporation, or associated wit
partment, in connection with the operatio
ness of the corporation by a trustee or
paragraph (c) of section 77, when such
found by the court to be in the public inte
to such operation and is not adverse to th
the trustee or trustees or of the creditor
poration.

XLVII

REPORTS OF REFEREES

The reports of referees in all proceedi
Act, and of special masters in proceedings
77 of the Act, shall be deemed presumptive
shall be subject to review by the court, and
adopt the same, or may modify or reject
whole or in part when the court in the
judgment is fully satisfied that error has
ted: PROVIDED, That when any matter is re
sent of all parties in interest and the intent
expressed in the consent order that the su
the referee or master as an arbitrator, the
view the same only in accordance with the p
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IT IS FURTHER ORDERED that the follo
XLVIII, XLIX, and L, are adopted and
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1933 - CONTINUED

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XLVIII

PROCEEDINGS UNDER SECTION 74 OF THE ACT

The following additional rules shall apply to proceedings under section 74 of the Act:

1. Notice to creditors of the proposed appointment of a custodian or receiver may, in the interests of expedition, be given by publication instead of in writing, if the court so directs.

2. If a custodian or receiver is appointed, the notice of the first meeting which he is required to prepare shall be in form approved by the referee and the date of the meeting shall be fixed by the referee.

3. If the debtor is a wage-earner or a person engaged chiefly in farming or the tillage of the soil, and any happenings occur which under the provisions of subdivision (l) of said section would otherwise be followed by an order of liquidation, and the debtor does not consent to liquidation, the court shall dismiss the proceedings and notify the creditors accordingly. If a composition or extension proposal is set aside for fraud as provided in subdivision (k) of said section, the case shall be reinstated and such proceedings shall be had as upon denial of confirmation under subdivision (l).

4. For the purposes of computing the commissions of the referee and of the custodian or receiver the term "composition" as used in sections 40 and 48 of the Act shall be deemed to include an extension proposal, and the amount of the debts whose maturity is to be extended thereunder and of the debts, if any, to be paid in full on the confirmation, shall be deemed to be "the amount to be paid creditors" within the meaning of said sections. If the estate is liquidated under the provisions of subdivision (l) of section 74 of the Act, the referee shall return to the estate any commissions previously received and shall be entitled to commissions on all moneys dis-

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bursed to creditors by the trustee as pr
40 of the Act.

XLIX

PROCEEDINGS UNDER SECTION 77 O

The following additional rules shall
ings under section 77 of the Act:

1. Each Circuit Court of Appeals sh
notice to be given the judges of the dist
the circuit of the names and addresses of
time to time designated and qualified
masters under the provisions of su
section 77.

2. The clerk of the district court in
under section 77 are brought shall forth
the Interstate Commerce Commission
petition of a railroad corporation, or of
desiring to effect a plan of reorganizat
swer, if any, of the corporation, upon
the commission shall file with the court
tions as to the disposition of the answ
approving or dismissing the petition;
pointing or removing a temporary or p
(e) the order fixing the date for a hearin
ment of permanent trustees; (f) any
trustee for authority to issue certificate
which the commission shall file with t
approving or disapproving such issuan
authorizing such issuance; (h) such
ports as may be submitted by the corpor
to the conduct of its affairs and the fa
posed plan; (i) the lists of creditors
required to be filed by the trustee o
and the order determining the time
claims and interests of creditors and st
filed or evidenced, the manner in whic
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division of creditors and stockholders into classes, upon receipt of which papers the commission may hold a public hearing for the presentation of plans of reorganization as provided in subdivision (d) of section 77; (j) all orders allowing or rejecting such claims and interests, or extending the time within which they may be filed or evidenced; (k) any petition for the fixing of a reasonable time within which a plan of reorganization shall be proposed or accepted, upon receipt of which the commission shall recommend to the court what in its judgment a reasonable time would be; (l) any orders fixing or extending such time, or dismissing the proceedings for failure to comply with such orders; (m) any order issued upon the petition of the commission for the reference of particular matters to a special master, and the report of such master thereon; (n) all orders referring to the commission for its determination, under the fifth or sixth clauses of subdivision (g) of section 77, the fixing of an upset price or the appraisal of securities, upon receipt of which orders the commission shall make the necessary determinations and report thereon to the court; (o) any orders approving the special employment of assistants requested by the commission; (p) all applications for allowances of fees and expenses in the proceeding or in any prior receivership proceeding, upon receipt of which the commission shall determine the maximum limits of such allowances and file with the court its report thereon; (q) any order adjudging the corporation to be solvent or insolvent; (r) the order confirming or disapproving the plan and, if it is disapproved, the judge's opinion stating his reasons for such disapproval; (s) any orders issued to the trustee or trustees with respect to the operation of the corporation's business; (t) the order dismissing the proceedings, if the plan is disapproved, or if it is confirmed directing the transfer or other disposition of the property; (u) the final decree; and (v) such other papers filed in the proceedings as the commission may

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request of the clerk or the court may dir
mit. All papers filed with the court sh
thereto such copies as the clerk may re
out this general order.

3. The commission shall forthwith ca
the district court having jurisdiction of
copies of (a) any order approving the fi
by creditors under subdivision (a) of sec
plan of reorganization presented at the
for in subdivision (d) of section 77; (
call for a hearing, with a statement of its
plan subsequently recommended by the
gether with the report and any supp
thereon; (c) in addition to the papers re
mitted to the court under the provision
(f) of said section, the written acceptan
which is finally approved, together with
the commission that in its judgment the
other corporation issuing securities or ac
under the plan is authorized by its char
cable State or Federal laws, upon conf
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issuance of securities or other steps conte
plan; (g) any orders issued to the trustee
respect to the operation of the corporation
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PROCEEDINGS UNDER SECTION 75 OF THE ACT

The following rules shall apply to proceedings under section 75 of the Act:

1. A petition for the appointment within a particular county of a conciliation commissioner must show to the satisfaction of the judge that each petitioner, within the meaning of subdivision (r) of section 75 is a farmer and a resident of the county, and must allege that each petitioner is insolvent or unable to meet his debts as they mature, and that he intends to file a petition for relief under said section. Having granted the petition and appointed a conciliation commissioner for such county, the judge may, without further petition, reappoint him or appoint other or additional conciliation commissioners for such county.

2. Every petition for relief filed under subdivision (b) of section 75 shall specify the county or counties in which any land used in the petitioner's farming operations is situated, and shall not be granted unless a conciliation commissioner for such county, or for one of such counties, has previously been appointed. The clerk shall not accept the petition unless it is accompanied by the filing fee and the schedules, which shall be in duplicate. Upon the filing of the petition the judge shall enter an order either approving it as properly filed under the section, or dismissing it for want of jurisdiction. If the petition is approved, the case shall be referred, and one of the duplicate schedules delivered, to a conciliation commissioner appointed for service in said county or in one of said counties.

3. Within ten days after the approval of the petition, or within such further time as the judge for cause shown may allow, the farmer shall file with the conciliation commissioner an inventory of his estate, and the commissioner

The Chief Justice announced the promulgation of amendme

General Orders in Bankruptcy effective April 24 next, which are a

shall thereupon call the first meeting of creditors, to be held before him at such place as he deems most convenient for the parties in interest, upon written and published notice as provided in section 58 of the Act. Prior to the meeting he shall set off to the farmer the exemptions to which the farmer is entitled.

4. If the farmer has not applied for confirmation within such reasonable time as has been finally fixed therefor, which shall be not later than three months after the date of the first meeting the conciliation commissioner shall, unless the judge for cause shown shall have permitted a further extension, forthwith report the facts to the judge, who shall thereupon dismiss the proceedings.

5. The deposit required by subdivision (g) of section 75 shall be made in any one of the designated depositories, subject to withdrawal by the depositor upon the countersignature of the conciliation commissioner. The judge shall furnish a copy of this general order to the depositories and also the name of any conciliation commissioner whose countersignature is authorized.

6. Application for confirmation shall be filed with the conciliation commissioner who shall forthwith transmit it to the judge with (a) the acceptances, (b) the proofs of claims which have been allowed and those which have been disallowed, (c) a list of the debts having priority, (d) a list of the secured debts, with a description of the security of each, (e) the final inventory, with a list of the exemptions, (f) a certificate of the depository showing that the required deposit has been made, and (g) a report of the commissioner recommending or opposing confirmation and, in the case of an extension, stating to what extent, if any, it would be desirable for the court after confirmation to retain jurisdiction of the farmer and his property.

7. The judge shall fix a date and place for a hearing before him upon the application for confirmation. At the hearing any creditor opposing confirmation shall file a

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written specification of the grounds of his opposition. If the judge does not confirm the proposal he may dismiss the proceedings, or refer the specifications to the commissioner for testimony and report and thereafter confirm the proposal or dismiss the proceedings.

8. If a composition or extension proposal is set aside for fraud under the provisions of subdivision (m) of section 75 the case may be dismissed and the clerk shall notify the creditors accordingly. Whenever the terms of the proposal are modified under the provisions of subdivision (l) of said section, the clerk shall send a written notice of the modifications to the creditors.

9. The personal representative of a deceased farmer who desires in his representative capacity to effect, under section 75, a composition or extension of the debts of the estate, shall attach to his petition, in lieu of schedules, the following papers, certified as correct by the court which appointed him (hereinafter referred to as the probate court): (a) a copy of the order of his appointment, (b) a copy of an order of the probate court authorizing him to file the petition, (c) a detailed inventory of so much of the property constituting the estate as under the laws of the State of which the decedent died a resident would be available for creditors, and (d) a list of the names and addresses of the creditors, showing the amounts allowed or apparently owing to each, the nature of the securities or liens, if any, held by each, and the claims which are entitled to priority. The petition shall show to the satisfaction of the district court that the decedent at the time of his death was a farmer within the meaning of subdivision (r) of section 75, and shall specify the county or counties in which at the time of the decedent's death his farming operations occurred. If the petition is approved by the district court as properly filed under section 75, the clerk shall file a certified copy of the order of approval with the probate court, and from the date of such order until the case is dismissed the district court shall exercise

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exclusive jurisdiction over the property required to be listed in the inventory as above provided.

10. Upon the approval of a personal representative's petition the case shall be referred to a conciliation commissioner and proceeded with as in all other cases under section 75 and this general order, except that (a) the original and any amended or supplementary inventory filed by the petitioner with the approval of the probate court shall be deemed to be correct, and no inventory shall be made by the commissioner; (b) all claims allowed by the probate court, and only such claims, shall be allowed by the commissioner or the district court; (c) the petitioner shall file with the application for confirmation a completed list of the claims allowed up to the date of the application, certified as correct by the probate court; and (d) the clerk shall file with the probate court certified copies of all orders of the judge confirming or denying the proposal, modifying its terms, or dismissing the proceedings before or after confirmation.

11. Insofar as is consistent with the provisions of section 75 and of this general order, the conciliation commissioner shall have all the powers and duties of a referee in bankruptcy and the general orders in bankruptcy shall apply to proceedings under said section. A supervisory conciliation commissioner, if appointed, shall exercise such supervision and control over the conduct of proceedings by conciliation commissioners as the judge may from time to time direct.

12. The ten dollar fees of the conciliation commissioner, and the fees and expenses of the supervisory conciliation commissioner, shall be payable out of appropriated funds in accordance with such instructions as may be issued from time to time by the Attorney General.

IT IS FURTHER ORDERED that the following forms, numbered 64 to 75, inclusive, are approved.

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follows:

Form No. 64

DEBTOR'S PETITION IN PROCEEDINGS UNDER SECTION 74 OF THE BANKRUPTCY ACT

To the Honorable .....,

Judge of the District Court of the United States for the .....

District of .....:

The petition of ....., of ....., in the county of ....., and district and State of ....., ...[*state occupation*], respectfully represents:

That he has had his principal place of business [*or* has resided, *or* has had his domicile] for the greater portion of six months next immediately preceding the filing of this petition at ..... within said judicial district; that he is insolvent [*or* unable to meet his debts as they mature]; and that he desires to effect a composition or an extension of time to pay his debts under section 74 of the Bankruptcy Act.

That the schedule hereto annexed, marked "A", and verified by your petitioner's oath, contains a full and true statement of all his debts, and (so far as it is possible to ascertain) the names and places of residence of his creditors, and such further statements concerning said debts as are required by the provisions of said act.

That the schedule hereto annexed, marked "B", and verified by your petitioner's oath, contains an accurate inventory of all his property, both real and personal, and such further statements concerning said property as are required by the provisions of said act.

Wherefore your petitioner prays that his petition may be approved by the court and proceedings had in accordance with the provisions of said section.

.....

....., Attorney.

United States of America, District of ....., ss:

I, ..., the petitioning debtor mentioned and described in the foregoing petition, do hereby make solemn oath that the state-

The Chief Justice announced the pr

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ments contained therein are true according
edge, information, and belief.

...

Subcribed and sworn to before me this
19...

...

FORM No. 65

DEBTOR'S PETITION IN PROCEEDINGS UND
BANKRUPTCY AC

To the Honorable .....,
Judge of the District Court of the Uni
District of .....
The petition of .....,
in the county of .....
....., respectfully repres
That he is personally bona fide engaged
tions [*or* that the principal part of his inco
operations] as follows .....
.....
.....
.....
.....
that such farming operations occur in th
....., within said judicia
vent [*or* unable to meet his debts as th
desires to effect a composition or extensio
under section 75 of the Bankruptcy Act.

That the schedule hereto annexed, marke
petitioner's oath, contains a full and true
and (so far as it is possible to ascertain) th
dence of his creditors, and such further
debts as are required by the provisions of
That the schedule hereto annexed, mar
your petitioner's oath, contains an accurat

omulgation of amendments to the

24 next, which are as follows:

to the best of my knowl-

....., Petitioner.

.... day of ....., A.D.

....., ...

[*Official character*]

ER SECTION 74 OF THE

ted States for the .....

of .....,

, and district and State of

ents:

primarily in farming opera-

me is derived from farming

.....

.....

.....

.....;

e county [*or* counties] of

l district; that he is insol-

ey mature]; and that he

n of time to pay his debts

d "A", and verified by your

statement of all his debts,

e names and places of resi-

statements concerning said

aid act.

ked "B", and verified by

inventory of all his prop-

erty, both real and personal, and such further statements concerning said property as are required by the provisions of said act.

Wherefore your petitioner prays that his petition may be approved by the court and proceedings had in accordance with the provisions of said section.

.....

....., Attorney.

United States of America, District of ....., ss:

I, ..., the petitioning debtor mentioned and described in the foregoing petition, do hereby make solemn oath that the statements contained therein are true according to the best of my knowledge, information, and belief.

.....;

Petitioner.

Subscribed and sworn to before me this .... day of ....., A.D. 19...

....., ...

[*Official character*]

Form No. 66

ANSWER UNDER SECTION 74 TO INVOLUNTARY PETITION

In the District Court of the United States for the .....
District of .....

In the Matter of

..... In Proceedings for a Composition or Extension
Debtor

At ....., in said district, on the .... day of ..... A.D. 19...

And now the said ..... appears, and in answer to the involuntary petition filed against him asserts that he is insolvent [*or* unable to meet his debts as they mature] and that he desires to effect a composition or an extension of time to pay his debts under section 74 of the Bankruptcy Act; wherefore he prays that the petition for his adjudication be not granted, that his answer be approved, and that the proceedings be thenceforth had under said section.

Subscribed and sworn to before me, this .... day of ....., A.D. 19...

.....

[*Official character*]

The Chief Justice announced the prom

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FORM No.

ORDER APPROVING DEBTOR'S PETITION UN
SECTION 74, OR HIS PETITION IN PRO

In the District Court of the United Sta
District of .....

In the Matter of
.....
Debtor | In Proceedings f

At ....., in said district, on the .
A.D. 19.., before the Honorable ....
court, the petition [*or* answer] of .....
he be afforded an opportunity to effect
of time to pay his debts under section 7
Act, having been heard and duly consid
filed under said section.

Witness the Honorable .....
and the seal thereof, at .....
the ..... day of .....

[Seal of the court]

FORM No. 6

ORDER OF REFERENCE IN PROCEEDING
SECTION 74

In the District Court of the United St
District of .....

In the Matter of
.....
Debtor | In Proceedings for

Whereas the petition [*or* answer] of .
in this court on the ..... day of .....
praying that he be afforded an opportun
or an extension of time to pay his debt
of the Bankruptcy Act, having been duly
court on the ..... day of .....
thereupon ordered, that said matter be r
one of the referees in bankruptcy [*or* co
missioners] of this court, to take such
as are required by said section; and that
shall attend before said referee [*or* con

ulgation of amendments to the

4 next, which are as follows:

ANSWER IN PROCEEDINGS UNDER
CEEDINGS UNDER SECTION 75

tes for the .....
.....

or a Composition or Extension

..... day of .....
..... judge of said
..... praying that
a composition or an extension
74 [or 75] of the Bankruptcy
ered, is approved as properly

....., judge of said court,
....., in said district, on
... A.D. 19...
.....,
Clerk.

8

E UNDER SECTION 74 OR

ates for the.....
.....

a Composition or Extension

....., filed
....., A.D. 19..,
nity to effect a composition
under section 74 [*or* 75]
approved by order of this
....., A.D. 19.., it is
ferred to .....,
e of the conciliation com-
further proceedings therein
the said .....
ciliation commissioner] on

the ..... day of ..... at .....,
and thenceforth shall submit to such orders as may be made by said referee [*or* conciliation commissioner] or by this court relating to the proceedings under said section.

Witness the Honorable ....., judge of the said court, and the seal thereof, at ..... in said district, on the ..... day of ....., A.D. 19...

.....,
Clerk.

[Seal of the court.]

Form No. 69

BOND OF CONCILIATION COMMISSIONER

Know all men by these presents: That we ....., of ....., as principal, and ....., of ..... and ....., of ....., as sureties, are held and firmly bound to the United States of America in the sum of ..... dollars, lawful money of the United States, to be paid to the said United States, for the payment of which, well and truly to be made, we bind ourselves, our heirs, executors, and administrators, jointly and severally, by these presents.

Signed and sealed this ..... day of ....., A.D. 19...

The condition of this obligation is such that whereas the said ..... has been on the ..... day of ....., A.D. 19.., appointed by the Honorable ....., judge of the District Court of the United States for the ..... District of ....., a conciliation commissioner under section 75 of the Bankruptcy Act, in and for the county of ....., in said district:

Now, therefore, if the said ..... shall well and faithfully discharge and perform all the duties pertaining to the said office of conciliation commissioner, then this obligation to be void; otherwise to remain in full force and virtue.

Signed and sealed in the presence of—

..... [L.S.]
..... [L.S.]
..... [L.S.]

Approved this ..... day of .....
.....,
District Judge.

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FORM No

NOTICE OF FIRST MEETING OF CREDITORS

In the District Court of the United Sta
District of .....

In the Matter of
.....
Debtor | In Proceedings

To the creditors of .....
in the county of .....
Notice is hereby given that on the
....., A.D., 19.., the petition [*or a*
....., praying that he be afford
composition or an extension of time to
of the Bankruptcy Act, was approved
under said section; and that the firs
be held at ..... in
..... day of .....,
the ..... noon, at which time
prove their claims, nominate a trustee,
act such other business as may properl

..... 19...

FORM No.

NOTICE OF FIRST MEETING OF CREDITORS IN

In the District Court of the United Stat
District of .....

In the Matter of
.....
Debtor | In Proceedings f

To the creditors of .....
in the county of .....
Notice is hereby given that on the
....., A.D. 19.., the petition of th
praying that he be afforded an oppor
or an extension of time to pay his d

ulgation of amendments to the

4 next, which are as follows:

BANKRUPTCY RULES.

. 70

N PROCEEDINGS UNDER SECTION 74

tes for the .....
.....

for a Composition or Extension

...., of .....,
....., and district aforesaid.
..... day of .....
nswer] of the said.....
ed an opportunity to effect a
pay his debts under section 74
by this court as properly filed
t meeting of his creditors will
....., on the
A.D., 19.., at .... o'clock in
the said creditors may attend,
examine the debtor, and trans-
y come before said meeting.

....,
Referee in Bankruptcy.

71

PROCEEDINGS UNDER SECTION 75

es for the .....
.....

or a Composition or Extension

..., of .....,
...., and district aforesaid.
..... day of .....
e said .....,
tunity to effect a composition
debts under section 75 of the

Bankruptcy Act, was approved by this court as properly filed under said section; and that the first meeting of his creditors will be held at ..... in ....., on the ..... day of ....., A.D. 19.., at ..... o'clock in the ..... noon, at which time the said creditors may attend, prove their claims, examine the debtor and transact such other business as may properly come before said meeting.

....,
Conciliation Commissioner.

....., 19...

Form No. 72

APPLICATION FOR CONFIRMATION OF A COMPOSITION OR EXTENSION PROPOSAL UNDER SECTION 74 OR SECTION 75

In the District Court of the United States for the .....
District of .....

In the Matter of
.....
Debtor | In Proceedings for a Composition or Extension

To the Honorable ....., Referee in Bankruptcy [*or* Judge] of the District Court of the United States for the ..... District of .....:

At ....., in said district, on the ..... day of ....., A.D. 19.., now comes ....., the above-named debtor, and respectfully represents to the court that, after he had filed in court a schedule of his property and a list of his creditors, as required by law, he offered a proposal for a composition or an extension to his creditors, which proposal has been accepted in writing by a majority in number of all creditors whose claims have been allowed, including secured creditors whose claims are to be affected by the proposal, which number represents a majority in amount of such claims; that the consideration to be paid to the creditors, the money necessary to pay all debts which have priority, and the costs of the proceedings, amounting in all to the sum of ..... dollars, has been deposited, subject to the order of the court, in the ..... Bank, of ....., a designated depository.

Wherefore the said ..... respectfully asks that the said proposal be confirmed by the court.

....,
Debtor.

The Chief Justice announced the pro

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XXXII AMENDMENTS O

FORM

ORDER CONFIRMING A COMPOSITION
SECTI

In the District Court of the United
District of .....

In the Matter of ..... *Debtor*	In Proceedi

An application for the confirmat
debtor under section 74 of the Ba
court, and it appearing that the pr
jority in number of creditors whose
secured creditors whose claims ar
which number represents a majori
the consideration and the money re
ing been deposited as ordered, in s
said court, and subject to its orde
proposal includes an equitable and
secured creditors whose claims are
tion for the debtor; that it is for
that the debtor has not been guilty
form any of the duties which w
discharge; and that the offer and
have not been made or procured b
trary to the acts of Congress relat
hereby ordered that the said prop
Witness my hand, this ..... d
19...

FORM

ORDER CONFIRMING A COMPOSITIO
SECT

In the District Court of the United
District of ....

In the Matter of ..... *Debtor*	In Proceedi

An application for the confirma
debtor under section 75 of the B

ulgation of amendments to the

24 next, which are as follows:

F BANKRUPTCY RULES.

No. 73

on EXTENSION PROPOSAL UNDER
N 74

States for the .....
.....

gs for a Composition or Extension

ion of the proposal offered by the
nkruptcy Act having been filed in
roposal has been accepted by a ma-
claims have been allowed, including
e to be affected by the proposal,
ty in amount of such claims; and
equired by law to be deposited, hav-
uch place as was designated by the
er; and it also appearing that the
l feasible method of liquidation for
affected and of financial rehabilita-
the best interests of all creditors;
of any of the acts or failed to per-
ould be a ground for denying his
ts acceptance are in good faith and
y any means, promises, or acts con-
ing to bankruptcy: It is therefore
osal be, and it hereby is, confirmed.
lay of ....., A D.

.....,
Referee in Bankruptcy.

No. 74

N ON EXTENSION PROPOSAL UNDER
ION 75

l States for the .....
.....

ngs for a Composition or Extension

tion of the proposal offered by the
ankruptcy Act having been filed in

court, and it appearing that the proposal has been accepted by a majority in number of creditors whose claims have been allowed, including secured creditors whose claims are to be affected by the proposal, which number represents a majority in amount of such claims; and the consideration and the money required by law to be deposited, having been deposited as ordered, in such place as was designated by the said court, and subject to its order; and it also appearing that the proposal includes an equitable and feasible method of liquidation for secured creditors whose claims are affected and of financial rehabilitation for the debtor; that it is for the best interests of all creditors; and that the offer and its acceptance are in good faith and have not been made or procured by any means, promises, or acts contrary to the acts of Congress relating to bankruptcy: It is therefore hereby ordered that the said proposal be, and it hereby is, confirmed.

Witness the Honorable ....., judge of said court, and the seal thereof, this ..... day of ....., A.D. 19...

.....,
Clerk.

[Seal of the court]

Form No. 75

PETITION OF FARMERS FOR THE APPOINTMENT OF A CONCILIATION COMMISSIONER

To the Honorable .....,
Judge of the District Court of the United States for the ..... District of .....:

The petition of ....., ..., ...,
....., ..., ..., ...,
....., ..., ..., ...,
....., ..., ..., ...,
respectfully represents:

That each of your petitioners is personally bona fide engaged in farming operations, or derives the principal part of his income from farming operations, as more fully set forth with respect to each petitioner in the schedules hereto annexed and made a part hereof marked exhibits ..... respectively;

That the farming operations of each of your petitioners occur in the county of ..... in said district; that each of your petitioners is insolvent or unable to meet his debts as they mature,

The Chief Justice announced the pro

General Orders in Bankruptcy effective April

ulgation of amendments to the

24 next, which are as follows:

— Original.

Ex Parte: Arthur T. LaPrade, Petitioner,

The return to the rule to show cause is received and ordered to be filed.

Per Mr. Chief Justice Hughes.

The State of New Jersey, Complainant,

13, Original. vs.

The City of New York.

The report of the defendant dated April 1, 1933, is received and ordered to be filed.

Per Mr. Chief Justice Hughes.

Arthur C. Harvey Company, Petitioner,

537 vs.

John F. Malley and/or Malcolm H. Nichols, Former Collectors.

On consideration of the motion of the petitioner to amend the judgment of the Court herein,

It is ordered by this Court that the said motion be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Herman W. Rowlette, Petitioner,

825 vs.

Rothstein Dental Laboratories, Inc.

On consideration of the motion for leave to proceed further herein in forma pauperis,

It is ordered by this Court that the said motion be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Norman W. Rowlette,
Petitioner,
825 vs.
Rothstein Dental Laboratories, Inc.

On petition for writ of certiorari to the Court of Appeals of the District of Columbia.

On consideration of the petition for a writ of certiorari herein to the Court of Appeals of the District of Columbia, and of the argument of counsel thereupon had,

It is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Samuel T. Middleton,
Petitioner,
836 vs.
Southern Pacific Company.

On consideration of the motion for leave to proceed further herein in forma pauperis,

It is ordered by this Court that the said motion be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Samuel T. Middleton,
Petitioner,
836 vs.
Southern Pacific Company.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Fifth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Fifth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

The United States of America, et al., Appellants, vs. The State of Louisiana, Louisiana Public Service Commission, et al.

819

In this case probable jurisdiction is noted.

Per Mr. Chief Justice Hughes.

C. J. Allen, et al., Appellants, vs. Galveston Truck Line Corporation.

834

In this case probable jurisdiction is noted.

Per Mr. Chief Justice Hughes.

The State of Minnesota, Petitioner, vs. George Blasius.

764

Order allowing certiorari.

The petition herein for a writ of certiorari to the Supreme Court of the State of Minnesota is granted. And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

Butte, Anaconda & Pacific Railway Company, Petitioner, vs. The United States of America.

768

Order allowing certiorari.

The petition herein for a writ of certiorari to the United States Circuit Court of Appeals for the Ninth Circuit is granted. And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

Cullen Fuel Company, Inc., Owner of Deck Scow "Cullen No. 32,"

Petitioner,

772 vs.

W. E. Hedger, Inc., Bailee of Cargo.

Order allowing certiorari.

The petition herein for a writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit is granted. And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

Charles P. Bullard, et al.,

Petitioners,

774 vs.

City of Cisco, Texas.

Order allowing certiorari.

The petition herein for a writ of certiorari to the United States Circuit Court of Appeals for the Fifth Circuit is granted. And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

M. B. Bogle,

Petitioner,

756 vs.

Scott C. White, United States Marshal, et al.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Fifth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Fifth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Darwin D. Martin, Petitioner, vs. Commissioner of Internal Revenue.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

758

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Second Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

John P. Weathersbee, Petitioner, vs. The United States of America.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Fifth Circuit.

763

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Fifth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Frank N. Hughes, Administrator, Petitioner, vs. George A. Gaston, et al., Receiver.

On petition for writ of certiorari to the Superior Court in and for the County of Hampden, State of Massachusetts.

770

On consideration of the petition for a writ of certiorari herein to the Superior Court in and for the County of Hampden, State of Massachusetts, and of the argument of counsel thereupon had,

It is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Leo Manning,

Petitioner,

771 vs.

Pennsylvania Railroad Company.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Third Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Third Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Joseph Todaro,

Petitioner,

773 vs.

O. W. Munster, District Director of Immigration for the Port of Kansas City, et al.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Tenth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Tenth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

John Wanamaker Philadelphia,

Petitioner,

782 vs.

Commissioner of Internal Revenue.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Third Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Third Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

John Wanamaker Philadelphia, Petitioner,
783 vs.
Commissioner of Internal Revenue.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Third Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Third Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Charles A. Kane, Trustee in Bankruptcy of Vye-Neill Co., Petitioner,
795 vs.
Manufacturers' Finance Corporation.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the First Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the First Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Margaret A. Guyton, Fannie G. Carkener, and J. Frank Guyton, Executors of the Will of J. D. Guyton, Deceased, et al., Petitioners,
822 vs.
Younger R. Denny, Executor of the Will of Josiah C. Wolcott, Deceased.

On petition for writ of certiorari to the Supreme Court of the State of Missouri.

On consideration of the petition for a writ of certiorari herein to the Supreme Court of the State of Missouri, and of the argument of counsel thereupon had,

It is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Aluminum Company of America,
Petitioner,
846 vs.
Baush Machine Tool Company.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Second Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Manuel V. Domenech,
Petitioner,
759 vs.
The United Porto Rican Sugar Company (of Porto Rico).

On petition for writ of certiorari to the United States Circuit Court of Appeals for the First Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the First Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

The Chief Justice announced the following order:

Order.

The Court will take a recess from Monday, April 24th, to Monday, May 8th, next.

Per Mr. Chief Justice Hughes.

The United States of America,
Appellant,
567 vs.
Santos Flores.

On consideration of the motion of Mr. Solicitor General Thacher to have the mandate in this cause issued immediately, It is ordered by the Court that the said motion be, and the same is hereby, granted.
Per Mr. Chief Justice Hughes.

Peter Rossi and Edward Ehrett,
Petitioners,
594 vs.
The United States of America.

On consideration of the motion of Mr. Solicitor General Thacher to have the mandate in this cause issued immediately, It is ordered by the Court that the said motion be, and the same is hereby, granted.
Per Mr. Chief Justice Hughes.

The United States of America,
Appellant,
653 vs.
John C. Darby.

On consideration of the motion of Mr. Solicitor General Thacher to have the mandate in this cause issued immediately, It is ordered by the Court that the said motion be, and the same is hereby, granted.
Per Mr. Chief Justice Hughes.

The United States of America,
683 vs.
Ada L. Burroughs and James Cannon, Jr.

On consideration of the motion of Mr. Solicitor General Thacher to have the mandate in this cause issued immediately, It is ordered by the Court that the said motion be, and the same is hereby, granted.
Per Mr. Chief Justice Hughes.

In Re Ralph C. Davis.

The return to the rule to show cause herein was presented.

Elizabeth Coyne, as Secretary of State of the State of South Dakota, et al., etc., Appellants,
360 vs.
Charles M. Prouty, Charles E. Remaux, et al.

The return to the rule to show cause herein was presented.

John B. Hunt, Petitioner,
697 vs.
The United States.

On petition for writ of certiorari to the Court of Claims.

It appearing to the Court that a motion of counsel for the petitioner to dismiss the petition for writ of certiorari in this cause has been filed;

Therefore, pursuant to said motion, it is ordered that the petition for writ of certiorari in this cause be, and the same is hereby, dismissed.

Per Mr. Chief Justice Hughes.

The State of Wisconsin, et al., Complainants,
5, Original. vs.
The State of Illinois and Sanitary District of Chicago, et al.;
State of Michigan, et al., Complainants,
8, Original. vs.
The State of Illinois and Sanitary District of Chicago, et al.;
State of New York, et al., Complainants,
9, Original. vs.
State of Illinois and Sanitary District of Chicago, et al.

Three hours allowed for oral argument. The argument on the report of the Special Master was commenced by Mr. Joseph B. Fleming for the defendant, Sanitary District of Chicago; continued by Mr. Cornelius Lynde for the defendant, The State of Illinois; by Mr. Raymond T. Jackson for the complainants, The States of Wisconsin, Minnesota, Ohio and Michigan; by Mr. Cornelius Lynde for the defendant, The State of Illinois; and concluded by Mr. William Rothmann for the defendant, Sanitary District of Chicago.

— Original.

Ex Parte: Arthur T. La Prade, Petitioner.

The argument on the return to the rule to show cause herein was commenced by Mr. Donald R. Richberg for the petitioner.

Pursuant to adjournment the Court met at the Capitol.

PRESENT:

The Honorable Charles E. Hughes, Chief Justice,
Willis Van Devanter,
James C. McReynolds,
Louis D. Brandeis,
George Sutherland, Associate Justices.
Pierce Butler,
Harlan F. Stone,
Owen J. Roberts,
Benjamin N. Cardozo,
Frank K. Green, Esquire, Marshal,
Charles Elmore Cropley, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. Walter F. George, It is ordered that Daniel J. Gantt, Esquire, of Atlanta, State of Georgia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Charles H. Tuttle, It is ordered that Winfred K. Petigrue, Esquire, of New York City, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. William Rothmann, It is ordered that Lawrence J. Fenlon, Esquire, of Chicago, State of Illinois, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

— Original.

Ex Parte: Arthur T. La Prade, Petitioner.

The argument on the return to the rule to show cause herein was continued by Mr. Donald R. Richberg for the petitioner, by Mr. Robert Brennan and Mr. Henley C. Booth for the respondents, and concluded by Mr. Donald R. Richberg for the petitioner.

John Factor, Petitioner,
695 vs.
H. C. W. Laubenheimer, United States Marshal and Godfrey Haggard, His Britannic Majesty's Consul General.

This case was argued by Mr. Newton D. Baker for the petitioner, and by Mr. Franklin R. Overmyer for the respondents.

Benjamin F. Johnson, Petitioner,
711 vs.
Manhattan Railway Company, et al.;
Lillian Boehm, Petitioner,
721 vs.
Manhattan Railway Company, et al.

The argument of these cases was commenced by Mr. Charles Franklin for the petitioner in No. 711, and continued by Mr. Nathan L. Miller for the respondent.

Proclamation being made the Court is adjourned until

Pursuant to adjournment the Court met at the Capitol.

PRESENT:

The Honorable Charles E. Hughes, Chief Justice,
Willis Van Devanter,
James C. McReynolds,
Louis D. Brandeis,
George Sutherland, Associate Justices.
Pierce Butler,
Harlan F. Stone,
Owen J. Roberts,
Benjamin N. Cardozo,
Frank K. Green, Esquire, Marshal,
Charles Elmore Cropley, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. R. C. Fulbright, It is ordered that Irl F. Kennerly, Esquire, of Houston, State of Texas, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Charles H. Tuttle, It is ordered that Paris S. Russell, Esquire, of New York City, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. William H. White, It is ordered that Alexander W. Parker, Esquire, of Richmond, State of Virginia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. William H. White, It is ordered that Adolphus Blair Scott, Esquire, of Richmond, State of Virginia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Albert E. Carter, It is ordered that Angelo J. Scampini, Esquire, of San Francisco, State of California, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Clarence J. McLeod, It is ordered that John Bovill, Jr., Esquire, of Detroit, State of Michigan, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. L. J. Dickinson, It is ordered that Richard F. Mitchell, Esquire, of Fort Dodge, State of Iowa, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Robert Ewing Thomason, It is ordered that William R. Smith, Jr., Esquire, of Odessa, State of Texas, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Royal C. Johnson, It is ordered that Albert D. Hadley, Esquire, of Glendale, State of California, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Tom Connally, It is ordered that L. H. Browne, Esquire, of San Antonio, State of Texas, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Whitney North Seymour, It is ordered that Joseph E. North, Esquire, of Binghamton, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Albert E. Carter, It is ordered that Walter M. Mettman, Esquire, of San Francisco, State of California, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Albert E. Carter, It is ordered that Charles Kramer, Esquire, of Los Angeles, State of California, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Harry W. Blair, It is ordered that Julian D. James, Esquire, of Joplin, State of Missouri, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

Benjamin F. Johnson, Petitioner,
711 vs.
Manhattan Railway Company, et al.;
Lillian Boehm, Petitioner,
721 vs.
Manhattan Railway Company, et al.

The argument of these cases was continued by Mr. Nathan L. Miller for the respondents, Victor J. Dowling and Thomas E. Murray, Jr., Receivers, etc.; by Mr. Harold McCullom for the respondent, Central Hanover Bank & Trust Company, as Trustee, etc.; and concluded by Mr. Louis Boehm for the petitioner in No. 721; and the cases were submitted by Mr. Cloyd LaPorte for the respondent, Committee for the Protection of the Holders of Ten Year Six Per Cent Gold Notes of Interborough Rapid Transit Company; by Mr. John W. Davis for the respondents, Committee acting for Interborough Rapid Transit Company 7 percent secured notes, et al.; by Mr. Charles E. Hughes, Jr., and Mr. Allan S. Hubbard for the respondent, William Roberts, as Receiver, etc.; by Mr. Paxton Blair for the respondents, Van S. Merle-Smith, et al., etc.; by Mr. James L. Quackenbush and Mr. Louis S. Carpenter for the respondent, Interborough Rapid Transit Company; and by Mr. Charles H. Tuttle and Mr. Paris S. Russell, for the respondent, American Brake Shoe and Foundry Company.

The State of Washington on the relation of Bond & Goodwin & Tucker, Inc., etc., Appellant,
663 vs.
Superior Court of the State of Washington, et al.

This case was argued by Mr. Frank E. Holman for the appellant, and by Mr. Parker W. Kimball for the appellees.

George Moore Ice Cream Company, Inc., Petitioner,
675 vs.
J. T. Rose, Collector of Internal Revenue for the District of Georgia.

The argument of this case was commenced by Mr. J. C. Murphy for the petitioner.

Proclamation being made the Court is adjourned

Pursuant to adjournment the Court met at the Capitol.

PRESENT:

The Honorable Charles E. Hughes, Chief Justice,
Willis Van Devanter,
James C. McReynolds,
Louis D. Brandeis,
George Sutherland, Associate Justices.
Pierce Butler,
Harlan F. Stone,
Owen J. Roberts,
Benjamin N. Cardozo,
Frank K. Green, Esquire, Marshal,
Charles Elmore Cropley, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. Lawrence A. Lawlor, It is ordered that Mrs. Marie Keil Pappenfort, of St. Louis, State of Missouri, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Lawrence A. Lawlor, It is ordered that James C. Pappenfort, Esquire, of Louisiana, State of Missouri, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Miss Lois G. Gorman, It is ordered that Miss Lucile Donovan, of Washington, District of Columbia, be admitted to practice as an Attorney and Counsellor of this Court, and she was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Duane E. Minard, It is ordered that Miss Florence M. Rose, of East Orange, State of New Jersey, be admitted to practice as an Attorney and Counsellor of this Court, and she was sworn accordingly.

On motion first made to the Court in this behalf by Miss Lois G. Gorman, It is ordered that Mrs. Mary Stewart Howarth, of Deland, State of Florida, be admitted to practice as an Attorney and Counsellor of this Court, and she was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Jesse I. Miller, It is ordered that Herbert B. Ehrmann, Esquire, of Boston, State of Massachusetts, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Samuel W. McIntosh, It is ordered that Paul Christopherson, Esquire, of Minneapolis, State of Minnesota, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Royal C. Johnson, It is ordered that Edward A. Tonjes, Esquire, of Washington, District of Columbia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Thomas C. Bradley, It is ordered that Harry S. Rooks, Esquire, of St. Louis, State of Missouri, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Charles E. Hughes, Jr., It is ordered that Charles A. Wallace, Esquire, of New York City, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Charles E. Hughes, Jr., It is ordered that Thomas L. Ennis, Esquire, of New York City, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Warren R. Austin, It is ordered that Warren R. Austin, Jr., Esquire, of Burlington, State of Vermont, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Alfred P. Thom, Jr., It is ordered that Douglas Swift, Esquire, of New York City, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Wm. J. Driver, It is ordered that A. F. Barham, Esquire, of Osceola, State of Arkansas, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Sidney S. Alderman, It is ordered that Edwin Martenet, Esquire of Greensboro, State of North Carolina, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr.. Talma L. Smith, It is ordered that Ernest T. Miller, Esquire, of Amarillo, State of Texas, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

George Moore Ice Cream Company, Inc., Petitioner,
675 vs.
J. T. Rose, Collector of Internal Revenue for the District of Georgia.

The argument of this case was continued by Mr. J. C. Murphy for the petitioner; by Mr. Paul D. Miller for the respondent; and concluded by Mr. J. C. Murphy for the petitioner.

The State of Vermont, Complainant,
2, Original. vs.
The State of New Hampshire.

The argument of this case on the exceptions of the defendant to the report of the Special Master was commenced by Mr. Charles E. Hughes, Jr., for the defendant in support thereof, and continued by Mr. Warren R. Austin, for the complainant, in opposition thereto.

Proclamation being made the Court is adjourned until to-morrow at 12 o'clock.

FRIDAY, APRIL 21, 1933

Pursuant to adjournment the Court met at the Capitol.

PRESENT:

The Honorable Charles E. Hughes, Chief Justice,
Willis Van Devanter,
James C. McReynolds,
Louis D. Brandeis,
George Sutherland,
Pierce Butler,
Harlan F. Stone,
Owen J. Roberts,
Benjamin N. Cardozo, Associate Justices.
Frank K. Green, Esquire, Marshal,
Charles Elmore Cropley, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. Donald V. Hunter, It is ordered that Feltham Watson, Esquire, of St. Louis, State of Missouri, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Jed Johnson, It is ordered that Mrs. Kathleen Liming, of Chickasha, State of Oklahoma, be admitted to practice as an Attorney and Counsellor of this Court, and she was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Jed Johnson, It is ordered that John A. Liming, Esquire, of Chickasha, State of Oklahoma, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

The State of Vermont,
Complainant,
2, Original. vs.
The State of New Hampshire.

The argument on the exceptions of the defendant to the report of the Special Master herein was concluded by Mr. R. Warren Austin, for the complainant, in opposition thereto.

Interstate Commerce Commission,
Petitioner,
748 vs.
The United States of America, on the relation of J. C. Campbell, et al.

This case was argued by Mr. Daniel W. Knowlton for the petitioner, and Mr. A. Henry Walter for the respondents.

Harold L. Ickes, Secretary of the Interior,
Petitioner,
767 vs.
United States of America ex rel. Chestatee Pyrites & Chemical Corporation.

This case was argued by Mr. Seth W. Richardson for the petitioner, and by Mr. Edgar Watkins for the respondent.

The State of South Carolina,
Petitioner,
685 vs.
Ray Bailey, alias Ray Keith.

This case was argued by Mr. William C. Wolfe for the petitioner, and by Mr. Clyde H. Hoey for the respondent.

Proclamation being made the Court is adjourned until Monday, April 24 next, at 12 o'clock.

MONDAY, APRIL 24, 1933

Pursuant to adjournment the Court met at the Capitol.

PRESENT:

The Honorable Charles E. Hughes, Chief Justice,
Willis Van Devanter,
Louis D. Brandeis,
George Sutherland,
Pierce Butler, Associate Justices.
Harlan F. Stone,
Owen J. Roberts,
Benjamin N. Cardozo,
Frank K. Green, Esquire, Marshal,
Charles Elmore Cropley, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. Eugene C. Mason, It is ordered that William P. Bair, Esquire, of Des Moines, State of Iowa, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Thaddeus G. Benton, It is ordered that P. G. Walters, Esquire, of Albion, State of Illinois, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Solicitor General Thacher, It is ordered that Mary Connor Myers, of Washington, District of Columbia, be admitted to practice as an Attorney and Counsellor of this Court, and she was sworn accordingly.

On motion first made to the Court in this behalf by Mr. George C. Baldt, It is ordered that Jacob I. Spevak, Esquire, of South Bend, State of Indiana, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Solicitor General Thacher, It is ordered that Ralph Royall, Esquire, of New York City, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. George C. Baldt, It is ordered that Jacob H. Gilbert, Esquire, of South Bend, State of Indiana, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Charles H. Merrillat, It is ordered that Robert E. Owens, Esquire, of Oklahoma City, State of Oklahoma, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. John Maynard Harlan, It is ordered that Urban A. Lavery, Esquire, of Chicago, State of Illinois, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. John W. Price, It is ordered that Robert L. Pennington, Esquire, of Bristol, State of Virginia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Albert E. Carter, It is ordered that Walter H. Chaveriat, Esquire, of Chicago, State of Illinois, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

Charles Young,

Appellant,

643 vs.

Anthony Masci.

Appeal from the Court of Errors and Appeals of the State of New Jersey.

This cause came on to be heard on the transcript of the record from the Court of Errors and Appeals of the State of New Jersey, and was argued by counsel.

On consideration whereof, It is now here ordered and adjudged by this Court that the judgment of the said Court of Errors and Appeals, in this cause, be, and the same is hereby, affirmed with costs.

Per Mr. Justice Brandeis.

The Chief Justice announced the following orders of the Court:

Elizabeth Coyne, as Secretary of State of State of South Dakota, et al., etc.

Appellants,

260 vs.

Charles M. Prouty, Charles E. Renaux, Hanford Produce Company, et al.

Appeal from the District Court of the United States for the District of South Dakota.

This cause came on to be heard on the transcript of the record from the District Court of the United States for the District of South Dakota, and was argued by counsel.

On consideration whereof, It is ordered, adjudged, and decreed by this Court that the decree of the said District Court in this cause be, and the same is hereby, reversed without costs to either party in this Court; and that this cause be, and the same is hereby, remanded to the said District Court with directions to dismiss the bill of complaint upon the ground that the cause is moot.

Per Mr. Chief Justice Hughes.

Jesse G. Hawkins,

Appellant, Appeal from the Supreme Court of the

805 vs. State of Nebraska.

City of Red Cloud, Nebraska, Fred E. Maurer, as Mayor, etc., et al.

This cause came on to be heard on the transcript of the record from the Supreme Court of the State of Nebraska, and was argued by counsel.

On consideration whereof, It is now here ordered and adjudged by this Court that the appeal herein, be, and the same is hereby, dismissed for the want of jurisdiction.

Per Mr. Chief Justice Hughes.

The Chief Justice said:

"The other orders of the Court appear upon the list certified to by the Chief Justice and filed with the clerk and will not be announced orally."

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In the Matter of Ralph C. Davis.

The Clerk of this Court having reported that the costs taxed against the Greek Catholic Union, respondent, in the case of American Surety Co. of New York v. The Greek Catholic Union, No. 401, October Term, 1931, bill for which was rendered on March 31, 1932, to Ralph C. Davis, a member of the Bar of this Court, counsel for the said respondent, had not been paid; and it appearing to the Court that the said Davis had failed to answer or respond to three letters sent him by the Clerk of this Court under dates of August 8, 1932, November 29, 1932, and February 7, 1933, with respect to the payment of the said costs; and a rule having issued April 10, 1933, directing the said Davis to show cause why he should not be disbarred from the practice of the law in this Court for conduct unbecoming a member of the Bar of this Court; and the said Davis having made return to such rule, and the costs in the above mentioned case having been paid,

It is ordered that the respondent, Ralph C. Davis, be, and he is hereby, reprimanded for unjustified failure in a duty owned by him as a member of the Bar of this Court to respond to communications addressed to him by the Clerk of this Court pertaining to the business of the Court;

And it is further ordered that the rule to show cause aforesaid, be, and itois hereby, discharged.

Per Mr. Chief Justice Hughes.

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In Re Disbarment of: D. W. Buckner and J. E. Fleming.

It having been shown to the Court that D. W. Buckner and J. E. Fleming, members of the Bar of this Court, have been disbarred from the practice of the law in the Supreme Court of the State of Oklahoma;

It is ordered by this Court that the above-named members of the Bar be, and they are hereby, suspended from practice before this Court, and that rules issue requiring these members of the Bar to show cause under Rule 2 why they should not be disbarred from the further practice of law in this Court.

Per Mr. Chief Justice Hughes.

Local 167 of the International Brotherhood of Teamsters, etc., et al., Appellants,
747 vs.
The United States of America.

In this case probable jurisdiction is noted.
Per Mr. Chief Justice Hughes.

Dominick Caparrotta, Petitioner,
853 vs.
The United States of America.

On consideration of the motion for leave to proceed further herein in forma pauperis,
It is ordered by this Court that the said motion be, and the same is hereby, denied.
Per Mr. Chief Justice Hughes.

Dominick Caparrotta, Petitioner,
853 vs.
The United States of America.

On petition for writ of certiorari to the Court of Appeals of the District of Columbia.

On consideration of the petition for a writ of certiorari herein to the Court of Appeals of the District of Columbia, and of the argument of counsel thereupon had,

It is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Dominick Caparrotta,
Petitioner,
853 vs.
The United States of America.

On consideration of the motion to order up the original stenographic record or for other relief herein,
It is ordered by this Court that the said motion be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Frank Goldman, Davis Pudalov, and Samuel Goldbaum,
Petitioners,
863 vs.
The United States of America.

On consideration of the motion for leave to proceed further herein in forma pauperis,
It is ordered by this Court that the said motion be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Frank Goldman, David Pudalov, and Samuel Goldbaum,
Petitioners,
863 vs.
The United States of America.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Second Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

The Trainor Company,

Petitioner,

797 vs.

The Aetna Casualty & Surety Company.

Order allowing certiorari.

The petition herein for a writ of certiorari to the United States Circuit Court of Appeals for the Third Circuit is granted. And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

Galen L. Tait, Collector of Internal Revenue,

Petitioner,

842 vs.

Western Maryland Railway Company.

Order allowing certiorari.

The petition herein for a writ of certiorari to the United States Circuit Court of Appeals for the Fourth Circuit is granted. And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

Charles T. Murrey,

Petitioner,

742 vs.

Winston Murrey, an Infant by Carol Hathaway, his Guardian, ad litem.

On petition for writ of certiorari to the Supreme Court of the State of California.

On consideration of the petition for a writ of certiorari herein to the Supreme Court of the State of California, and of the argument of counsel thereupon had,

It is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Lucy C. Armstrong Moltz, Executrix,
Frank D. M. Strachan, et al.,
Executors of the Will of George F. Armstrong, Deceased,
Petitioners,

755 vs.

The United States.

On petition for writ of certiorari to the Court of Claims.

On consideration of the petition for a writ of certiorari herein to the Court of Claims and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Albert J. Harvey,
Petitioner,

789 vs.

David J. Bondy.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Second Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Dora R. Gans and Charles Gans,
Petitioners,

794 vs.

Hon. Charles B. Faris, United States District Judge for the Eastern Division of the Eastern District of Missouri, et al.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Eighth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Eighth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Lawrence Berenson and Arthur Berenson,

Petitioners, On petition for writ of certiorari

796 vs. to the United States Circuit Court

John H. Woodbury and John H. Woodbury of Appeals for the Second Circuit.

Laboratories, Inc.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Second Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

United States ex rel. Albert A. Frey,

Petitioner, On petition for writ of certiorari

798 vs. to the Court of Appeals of the

Thomas E. Robertson, Commissioner District of Columbia.

of Patents.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Second Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Elgin, Joliet and Eastern Railway

Company, Petitioner, On petition for writ of certiorari

799 vs. to the Circuit Court of Will

Industrial Commission of Illinois County, State of Illinois.

and Grace H. Baxter.

On consideration of the petition for a writ of certiorari herein to the Circuit Court of Will County, State of Illinois, and of the argument of counsel thereupon had,

It is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

New York Water Service Corporation,

Petitioner,

800 vs.

Title Guarantee and Trust Company and Edward Ward McMahon, Receiver of Rents, etc.

On petition for writ of certiorari to the Supreme Court of the State of New York in and for the County of Kings.

On consideration of the petition for a writ of certiorari herein to the Supreme Court of the State of New York, in and for the County of Kings, and of the argument of counsel thereupon had,

It is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Earle A. Merrill, Trustee in Bankruptcy of George E. Thomas, Bankrupt,

Petitioner,

804 vs.

Joseph P. Day.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Third Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Third Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Art Metal Construction Company, Petitioner,

932, O.T. 1930. vs.

The United States;

Henry C. Zeller and Edward G. Zeller, Petitioners,

933, O.T. 1930. vs.

The United States of America.

The motion for leave to file petitions for rehearing was submitted to the consideration of the Court by Mr. Dana B. Mellings for the petitioners.

Proclamation being made the Court is adjourned until Monday, May 8 next at

MONDAY, MAY 8, 1933

Pursuant to adjournment the Court met at the Capitol.

PRESENT:

The Honorable Charles E. Hughes, Chief Justice,
Willis Van Devanter,
James C. McReynolds,
Louis D. Brandeis,
George Sutherland, Associate Justices.
Pierce Butler,
Harlan F. Stone,
Owen J. Roberts,
Benjamin N. Cardozo,
Frank K. Green, Esquire, Marshal,
Charles Elmore Cropley, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. Geo. A. Keyser, It is ordered that Harold D. LaMar, Esquire, of Omaha, State of Nebraska, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Victor H. Wallace, It is ordered that Matthew M. Levy, Esquire, of New York City, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Ralph F. Lozier, It is ordered that Richard M. Duncan, Esquire, of St. Joseph, State of Missouri, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Clarence J. McLeod, It is ordered that Allan P. Cox, Esquire, of Detroit, State of Michigan, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Myron Melvin Cohen, It is ordered that Richard G. Levy, Esquire, of Ancon, Canal Zone, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Clarence J. McLeod, It is ordered that David B. Tippery, Esquire, of Detroit, State of Michigan, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Max Rhoade, It is ordered that Glen W. Ratcliff, Esquire, of Los Angeles, State of California, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Thomas D. Thacher, It is ordered that Walter H. Schulman, Esquire, of New York City, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Jno Boyce McKeel, It is ordered that Leon C. Phillips, Esquire, of Okemah, State of Oklahoma, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Richard L. Baltimore, It is ordered that Ellee J. Lovelace, Esquire, of New York City, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Harold A. Ritz, It is ordered that D. L. Hazelrigg, Esquire, of Frankfort, State of Kentucky, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Newton D. Baker, It is ordered that John W. Cost, Esquire, of Pittsburgh, State of Pennsylvania, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Newton D. Baker, It is ordered that William T. Corbett, Esquire, of Pittsburgh, State of Pennsylvania, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Hampson Gary, It is ordered that Hyman W. Gamso, Esquire, of New York City, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Newton D. Baker, It is ordered that John C. Morley, Esquire, of Cleveland, State of Ohio, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Wesley E. Disney, It is ordered that Merrill S. Bernard, Esquire, of Sand Springs, State of Oklahoma, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. John H. Connaughton, It is ordered that Joseph Arthur Edge, Esquire, of Lexington, State of Kentucky, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

Mr. Attorney General Cummings presented the Honorable James Crawford Biggs, of North Carolina, Solicitor General of the United States, and it was ordered that his commission be recorded.

Which said commission is in the words and figures following, viz:

"FRANKLIN D. ROOSEVELT,

PRESIDENT OF THE UNITED STATES OF AMERICA,

To all who shall see these presents, Greeting:

Know Ye, that reposing special trust and confidence in the Wisdom, Uprightness and Learning of James Crawford Biggs, of North Carolina, I have nominated, and, by and with the advice and consent of the Senate, do appoint him Solicitor General and do authorize and empower him to execute and fulfil the duties of that Office according to the Constitution and Laws of the said United States, and to Have and to Hold the said Office, with all the powers, privileges and emoluments to the same of right appertaining, unto him, the said James Crawford Biggs, during the pleasure of the President.

In testimony whereof, I have caused these Letters to be made patent, and the seal of the Department of Justice, to be hereunto affixed.

Done at the City of Washington this fourth day of May, in the year of our Lord one thousand nine hundred and thirty-three, and of the Independence of the United States of America the one hundred and fifty-seventh.

By the President: FRANKLIN D. ROOSEVELT."

Homer S. Cummings,

Attorney General.

(SEAL)

David Daube,

Petitioner, On writ of Certiorari to the

634 vs. Court of Claims.

The United States.

This cause came on to be heard on the transcript of the record from the Court of Claims, and was argued by counsel.

On consideration whereof, It is now here ordered and adjudged by this Court that the judgment of the said Court of Claims in this cause, be, and the same is hereby, affirmed.

Per Mr. Justice Cardozo.

George Moore Ice Cream Company,

Inc., Petitioner, On writ of certiorari to the United

675 vs. States Circuit Court of Appeals for

J. T. Rose, Collector of Internal the Fifth Circuit.

Revenue for the District of Georgia.

This cause came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Fifth Circuit, and was argued by counsel.

On consideration whereof, It is ordered and adjudged by this Court that the judgment of the said United States Circuit Court of Appeals, in this cause, be, and the same is hereby, reversed with costs; and that this cause be, and the same is hereby, remanded to the District Court of the United States for the Northern District of Georgia for further proceedings in conformity with the opinion of this Court.

Per Mr. Justice Cardozo.

Interstate Commerce Commission,

Petitioner,

748 vs. On writ of Certiorari to the

The United States of America, on Court of Appeals of the

the Relation of J. C. Campbell, R. M. District of Columbia.

Campbell, et al.

This cause came on to be heard on the transcript of the record from the Court of Appeals of the District of Columbia, and was argued by counsel.

On consideration whereof, It is now here ordered and adjudged by this Court that the judgment of the said Court of Appeals, in this cause be, and the same is hereby, reversed; and that this cause be, and the same is hereby, remanded to the said Court of Appeals for further proceedings in conformity with the opinion of this Court.

Per Mr. Justice Cardozo.

The State of Washington on the

Relation of Bond & Goodwin & Tucker,

Incorporated, a Dissolved Delaware

Corporation, Appellant,

663 vs. Appeal from the Supreme Court of the

Superior Court of the State of State of Washington.

Washington for Spokane County and

Honorable Joseph B. Lindsley,

Judge Thereof.

This cause came on to be heard on the transcript of the record from the Supreme Court of the State of Washington, and was argued by counsel.

On consideration whereof, It is now here ordered and adjudged by this Court that the judgment of the said Supreme Court, in this cause, be, and the same is hereby, affirmed with costs.

Per Mr. Justice Roberts.

The United States of America on
Relation of Lucien H. Greathouse and
Rebekah S. Greathouse,
Petitioners,
677 vs.
George H. Dern, as Secretary of War,
and Lytle Brown, as Chief of Engineers.

On writ of certiorari to the Court of Appeals of the District of Columbia.

This cause came on to be heard on the transcript of the record from the Court of Appeals of the District of Columbia, and was argued by counsel.

On consideration whereof, It is now here ordered and adjudged by this Court that the judgment of the said Court of Appeals, in this cause be, and the same is hereby, affirmed.

Per Mr. Justice Stone.

Aaron Mintz and Louis Mintz, Co-partners
Doing Business Under the Firm Name
and Style of Mintz and Mintz,
Appellants,
760 vs.
Charles H. Baldwin, Individually and
as Commissioner of Agriculture and
Markets of the State of New York.

Appeal from the District Court of the United States for the Northern District of New York.

This cause came on to be heard on the transcript of the record from the District Court of the United States for the Northern District of New York, and was argued by counsel.

On consideration whereof, It is ordered, adjudged, and decreed by this Court that the decree of the said District Court in this cause be, and the same is hereby, affirmed with costs.

Per Mr. Justice Butler.

Isaac Gross and Joel Gross, Partners
as Gross & Gross, Solicitors for
Complainant in Chancery, Petitioners,
680 vs.
Irving Trust Company, Trustee
Crosby Stores, Inc., Bankrupt.

On writ of certiorari to the United States Circuit Court of Appeals for the Third Circuit.

This cause came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Third Circuit, and was argued by counsel.

On consideration whereof, It is ordered, adjudged, and decreed by this Court that the decree of the said United States Circuit Court of Appeals, in this cause, be, and the same is hereby, affirmed with costs; and that this cause be, and the same is hereby, remanded to the District Court of the United States for the District of New Jersey.

Per Mr. Justice Sutherland.

J. S. S. Weisman and John Milton,
Receivers in Chancery of Crosby Stores,
Inc., Petitioners,
681 vs.
Irving Trust Company, Trustee
Crosby Stores, Inc., Bankrupt.

On writ of certiorari to the United States Circuit Court of Appeals for the Third Circuit, and was

This cause came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Third Circuit, and was argued by counsel.

On consideration whereof, It is ordered, adjudged, and decreed by this Court that the decree of the said United States Circuit Court of Appeals in this cause, be, and the same is hereby, affirmed with costs; and that this cause be, and the same is hereby, remanded to the District Court of the United States for the District of New Jersey.

Per Mr. Justice Sutherland.

Isaac Gross and Joel Gross, Partners
as Gross & Gross, and William Harris,
Solicitors for Receivers in Chancery, Petitioners,
vs.
Irving Trust Company, Trustee
Crosby Stores, Inc., Bankrupt.

682

On writ of certiorari to the United States Circuit Court of Appeals for the Third Circuit.

This cause came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Third Circuit, and was argued by counsel.

On consideration whereof, It is ordered, adjudged, and decreed by this Court that the decree of the said United States Circuit Court of Appeals, in this cause, be, and the same is hereby, affirmed with costs; and that this cause be, and the same is hereby, remanded to the District Court of the United States for the District of New Jersey.

Per Mr. Justice Sutherland.

City of Harrisonville, Missouri,
Petitioner,
vs.
W. S. Dickey Clay Manufacturing
Company.

559

On writ of certiorari to the United States Circuit Court of Appeals for the Eighth Circuit.

This cause came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Eighth Circuit, and was argued by counsel.

On consideration whereof, It is ordered, adjudged, and decreed by this Court that the decree of the said United States Circuit Court of Appeals, in this cause, be, and the same is hereby, reversed with costs; and that this cause be, and the same is hereby, remanded to the District Court of the United States for the Western District of Missouri for further proceedings to determine the depreciation in value of the property on account of the nuisance, and to enter a decree withholding an injunction if such sum be paid within the time to be fixed by that court.

Per Mr. Justice Brandeis.

American Car and Foundry Company, Petitioner, vs. H. A. Brassert. 623

On writ of certiorari to the United States Circuit Court of Appeals for the Seventh Circuit.

This cause came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Seventh Circuit, and was argued by counsel.

On consideration whereof, It is ordered, adjudged, and decreed by this Court that the decree of the said United States Circuit Court of Appeals, in this cause, be, and the same is hereby, affirmed with costs; and that this cause be, and the same is hereby, remanded to the District Court of the United States for the Northern District of Illinois.

Per Mr. Chief Justice Hughes.

Federal Radio Commission, Petitioner, vs. Nelson Brothers Bond & Mortgage Company (Station WIBO). 657

On writ of certiorari to the Court of Appeals of the District of Columbia.

This cause came on to be heard on the transcript of the record from the Court of Appeals of the District of Columbia, and was argued by counsel.

On consideration whereof, It is now here ordered and adjudged by this Court that the judgment of the said Court of Appeals, in this cause be, and the same is hereby, reversed; and that this cause be, and the same is hereby, remanded to the said Court of Appeals with direction to affirm the decision of the Federal Radio Commission in this cause.

Per Mr. Chief Justice Hughes.

Federal Radio Commission, Petitioner, vs. North Shore Church (Station WPCC). — On writ of certiorari to the Court of Appeals of the District of Columbia.

658

This cause came on to be heard on the transcript of the record from the Court of Appeals of the District of Columbia, and was argued by counsel.

On consideration whereof, It is now here ordered and adjudged by this Court that the judgment of the said Court of Appeals, in this cause be, and the same is hereby, reversed; and that this cause be, and the same is hereby, remanded to the said Court of Appeals with direction to affirm the decision of the Federal Radio Commission in this cause.

Per Mr. Chief Justice Hughes.

Federal Radio Commission and Johnson-Kennedy Radio Corporation (Station WJKS), Petitioners, vs. Nelson Brothers Bond & Mortgage Company (Station WIBO). — On writ of certiorari to the Court of Appeals of the District of Columbia.

659

This cause came on to be heard on the transcript of the record from the Court of Appeals of the District of Columbia, and was argued by counsel.

On consideration whereof, It is now here ordered and adjudged by this Court that the judgment of the said Court of Appeals, in this cause be, reversed with costs; and that this cause be, and the same is hereby, remanded to the said Court of Appeals with direction hereby, and the same is hereby, to affirm the decision of the Federal Radio Commission in this cause.

Per Mr. Chief Justice Hughes.

Federal Radio Commission and Johnson-Kennedy Radio Corporation (Station WJKS),

Petitioners,

660 vs.

North Shore Church (Station WPCC).

On writ of certiorari to the Court of Appeals of the District of Columbia.

This cause came on to be heard on the transcript of the record from the Court of Appeals of the District of Columbia, and was argued by counsel.

On consideration whereof, It is now here ordered and adjudged by this Court that the judgment of the said Court of Appeals, in this cause be, and the same is hereby, reversed with costs; and that this cause be, and the same is hereby, remanded to the said Court of Appeals with direction to affirm the decision of the Federal Radio Commission in this cause.

Per Mr. Chief Justice Hughes.

Los Angeles Gas and Electric Corporation,

Appellant,

412 vs.

Railroad Commission of the State of California, C. L. Seavey, Leon O. Whitsell, et al., etc.

Appeal from the District Court of the United States for the Southern District of California.

This cause came on to be heard on the transcript of the record from the District Court of the United States for the Southern District of California, and was argued by counsel.

On consideration whereof, It is ordered, adjudged, and decreed by this Court that the decree of the said District Court in this cause be, and the same is hereby, affirmed with costs.

Per Mr. Chief Justice Hughes.

Dissenting opinion by Mr. Justice Butler in which Mr. Justice Sutherland joins.

Mr. Justice Van Devanter did not hear the argument and took no part in the consideration and decision of this case.

The Chief Justice said:

"The orders of the Court appear upon the list certified to by the Chief Justice and filed with the Clerk and will not be announced orally."

C. M. Patten & Company and Grace M. Wilder, Petitioners, vs. The United States of America. 691

Order allowing certiorari.

The petition herein for a writ of certiorari to the United States Circuit Court of Appeals for the Ninth Circuit is granted. And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

C. M. Patten & Company and Grace M. Wilder, Petitioners, vs. The United States of America. 691

On writ of certiorari to the United States Circuit Court of Appeals for the Ninth Circuit.

This cause came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Ninth Circuit, and was argued by counsel.

On consideration whereof, It is ordered, adjudged, and decreed by this Court that the decree of the said United States Circuit Court of Appeals, in this cause, be, and the same is hereby, reversed; and that this cause be, and the same is hereby, remanded to the District Court of the United States for the Southern District of California with directions to vacate its decree and to dismiss the proceeding upon the ground that the cause is moot.

Per Mr. Chief Justice Hughes.

August Swarz,

Appellant,

906 vs.

Sigmund Loeffler.

On consideration of the motion for leave to proceed further herein in forma pauperis,

It is ordered by this Court that the said motion be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

August Swarz,

Appellant,

906 vs.

Sigmund Loeffler.

Appeal from the Appellate Court of the State of Illinois.

This cause came on to be heard on the transcript of the record from the Appellate Court of the State of Illinois, and was argued by counsel.

On consideration whereof, It is now here ordered and adjudged by this Court that the appeal herein, be, and the same is hereby, dismissed for the want of jurisdiction.

Per Mr. Chief Justice Hughes.

The United States of America, Petitioner,

316 vs.

Dubilier Condenser Corporation,

The United States of America, Petitioner,

317 vs.

Dubilier Condenser Corporation,

The United States of America, Petitioner,

318 vs.

Dubilier Condenser Corporation.

ORDER.

ORDERED, that the opinion in this case be amended as follows:

By striking out the following paragraph:

"Moreover no court could, however clear the proof of such a contract, order the execution of an assignment. No Act of Congress has been called to our attention authorizing the United States to take a patent or to hold one by assignment. No statutory authority exists for the transfer of a patent to any department or officer of the Government, or for the administration of patents, or the issuance of licenses on behalf of the United States. In these circumstances no public policy requires us to deprive the inventor of his exclusive rights as respects the general public and to lodge them in a dead hand incapable of turning the patent to account for the benefit of the public."

now appearing on page 12 of said opinion.

Per Mr. Chief Justice Hughes.

Art Metal Construction Company, Petitioner,

932 O.T. 1930. vs.

The United States.

Henry C. Zeller and Edward G. Zeller, Petitioners,

933 O.T. 1930. vs.

The United States.

On consideration of the motions for leave to file petitions for rehearing in the above-entitled causes;

It is ordered by this Court that the said motions be, and the same are hereby, denied.

Per Mr. Chief Justice Hughes.

James McGregor, Petitioner,

885 vs.

Fred G. Zerbst, Warden, etc.

On consideration of the motion for leave to proceed further herein in forma pauperis,

It is ordered by this Court that the said motion be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

James McGregor, Petitioner,

885 vs.

Fred G. Zerbst, Warden, United States Penitentiary, Leavenworth, Kansas.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Tenth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Tenth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Sophie Ryan, W. E. Kuykendall, R. R. Raney, et al., Petitioners, vs. City of Dallas, Brook Mays, L. G. Mays, C. L. Maillot. 886

On consideration of the motion for leave to proceed further herein in forma pauperis,

It is ordered by this Court that the said motion be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Sophie Ryan, W. E. Kuykendall, R. R. Raney, et al., Petitioners, vs. City of Dallas, Brook Mays, L. G. Mays, C. L. Maillot. 886

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Fifth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Fifth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

William Lawrence McCrory, Petitioner, vs. The United States of America. 894

On consideration of the motion for leave to proceed further herein in forma pauperis,

It is ordered by this Court that the said motion be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

William Lawrence McGrory, Petitioner, vs. The United States of America.

894

On petition for writ of certiorari to the United States Circuit Court of Appeals for the First Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the First Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Johnson Oil Refining Company, Appellant, vs. The State of Oklahoma, ex rel. C. E. Mitchell, County Attorney, etc., et al.

843

In this case probable jurisdiction is noted.

On consideration of the motion to dismiss the appeal herein,

It is ordered by this Court that the said motion be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Johnson Oil Refining Company, Appellant, vs. The State of Oklahoma, ex rel. C. E. Mitchell, County Attorney, etc., et al.

844

In this case probable jurisdiction is noted.

On consideration of the motion to dismiss the appeal herein,

It is ordered by this Court that the said motion be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Johnson Oil Refining Company,
Appellant,
845 vs.
The State of Oklahoma, ex rel.
C. E. Mitchell, County Attorney,
etc., et al.

In this case probable jurisdiction is noted.

On consideration of the motion to dismiss the appeal herein,

It is ordered by this Court that the said motion be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Southern Railway Company,
Appellant,
872 vs.
Commonwealth of Virginia, at the relation of H. G. Shirley, State Highway Commissioner of Virginia.

Further consideration of the question of the jurisdiction of this Court in this case and of the motion to dismiss or affirm is postponed to the hearing of the case on the merits.

Per Mr. Chief Justice Hughes.

David Burnet, Commissioner of Internal Revenue,
Petitioner,
832 vs.
United States Refractories Corporation.

Order allowing certiorari.

The petition herein for a writ of certiorari to the United States Circuit Court of Appeals for the Third Circuit is granted, and the case is assigned for argument immediately following case No. 833, Burnet, Commissioner vs. Oswego & Syracuse R. R. Co.

And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

W. A. Yarborough,

Petitioner,

802 vs.

Sadie Yarborough, by her Guardian ad litem, R. D. Blowers.

Order allowing certiorari.

The petition herein for a writ of certiorari to the Supreme Court of the State of South Carolina is granted. And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

E. P. Jacobs and Augustus Gunter, Executor of the Last Will of Mrs. S. B. Gunter, Deceased,

Petitioners,

806 vs.

The United States of America.

Order allowing certiorari.

The petition herein for a writ of certiorari to the United States Circuit Court of Appeals for the Fifth Circuit is granted. And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

David Burnet, Commissioner of Internal Revenue,

Petitioner,

830 vs.

Northern Coal Company.

The petition herein for a writ of certiorari to the United States Circuit Court of Appeals for the First Circuit is granted. And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

David Burnet, Commissioner of Internal Revenue,

Petitioner,

831 vs.

C. H. Sprague & Son Company.

Order allowing certiorari.

The petition herein for a writ of certiorari to the United States Circuit Court of Appeals for the First Circuit is granted. And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

David Burnet, Commissioner of Internal Revenue,

Petitioner,

851 vs.

Manaline H. Duke, George G. Allen and William R. Perkins, etc.

Order allowing certiorari.

The petition herein for a writ of certiorari to the United States Circuit Court of Appeals for the Third Circuit is granted. And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

Missouri State Life Insurance Company and Hartford Accident & Indemnity Company,

Petitioners,

815 vs.

Marion Johnson.

Order allowing certiorari.

The petition herein for a writ of certiorari to the Supreme Court of the State of Arkansas is granted. And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

David Burnet, Commissioner of Internal Revenue,

Petitioner,

833 vs.

Oswego and Syracuse Railroad Company.

Order allowing certiorari.

The petition herein for a writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit is granted. And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

The Snare & Triest Company (Now Frederick Snare Corporation),

Petitioner,

776 vs.

The United States.

On petition for writ of certiorari to the Court of Claims.

On consideration of the petition for a writ of certiorari herein to the Court of Claims and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

David Riesman,

Petitioner,

733 vs.

The United States of America.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Ninth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Ninth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Western Canal Company and Great
Western Power Company of
California, Petitioners,
801 vs.
Railroad Commission of the State
of California.

On petition for writ of certiorari to the Supreme Court of the State of California.

On consideration of the petition for a writ of certiorari herein to the Supreme Court of the State of California, and of the argument of counsel thereupon had,

It is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

American Fidelity and Casualty
Company,
Petitioner,
803 vs.
William F. Fentress.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Fifth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Fifth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Mobile & Ohio Railroad Company,
Petitioner,
816 vs.
Margaret Armstrong, Administratrix
of the Estate of William N. Armstrong,
Deceased.

On petition for writ of certiorari to the Supreme Court of the State of Missouri.

On consideration of the petition for a writ of certiorari herein to the Supreme Court of the State of Missouri, and of the argument of counsel thereupon had,

It is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Consolidated Cut Stone Company,

Petitioner,

820 vs.

Hartford Accident & Indemnity Company.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Tenth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Tenth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Frank H. Moses and James T. Berney, as Executors of the Estate of Benjamin Adriance, Deceased,

Petitioners,

821 vs.

The United States of America.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Second Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Cornell Steamboat Company,

Petitioner,

867 vs.

H. Howard Lavender, Steamship "Winnetou," Hansa Tank Rederei, G. M. B. H.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Second Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Cornell Steamboat Company,

Petitioner,

868 vs.

Rosoff Sand & Gravel Corporation, Steamship "Winnetou," Hansa Tank Rederei, G. M. B. H.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Second Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Frank Smith,

Petitioner,

777 vs.

The United States of America.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Sixth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Sixth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Warren B. Grant and R. W. Lewis,

Petitioners,

807 vs.

George T. Guernsey.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Tenth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Tenth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

John Gray, Petitioner,
808 vs.
Walton Craig, Jr., H. E. Schmidt, T. A. Baker, et al.

On petition for writ of certiorari to the District Court of Appeal, 3rd Appellate District, State of California.

On consideration of the petition for a writ of certiorari herein to the District Court of Appeal, 3rd Appellate District, State of California, and of the argument of counsel thereupon had,

It is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

John Addis and A. C. Addis, Petitioners,
809 vs.
The United States of America.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Tenth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Tenth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice hughes.

Schusters Wholesale Produce Co., Inc., Petitioner,
812 vs.
The Texas & Pacific Railway Company.

On petition for writ of certiorari to the Supreme Court of the State of Louisiana.

On consideration of the petition for a writ of certiorari herein to the Supreme Court of the State of Louisiana, and of the argument of counsel thereupon had,

It is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Frank Grocery Co., Inc.,
Petitioner,
813 vs.
The Texas & Pacific Railway Company.

On petition for writ of certiorari to the Supreme Court of the State of Louisiana.

On consideration of the petition for a writ of certiorari herein to the Supreme Court of the State of Louisiana, and of the argument of counsel thereupon had,

It is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

British M. S. Maskinonge,
Malagash Fishing Company, Ltd.,
Petitioner,
814 vs.
The United States of America.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the First Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the First Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Dorothy Kirkland Lowry,
Petitioner,
817 vs.
American Insurance Union.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Fifth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Fifth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Ferrocarriles Nacionales De Mexico,
alias National Railways of Mexico,
etc., Petitioner,
825 vs.
Honorable Charles W. Hutledge, Judge
of the Circuit Court of the City of
St. Louis, Missouri, et al.

On petition for writ of certiorari to the Supreme Court of the State of Missouri.

On consideration of the petition for a writ of certiorari herein to the Supreme Court of the State of Missouri, and of the argument of counsel thereupon had,

It is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Mary A. Medeiros,
Petitioner,
826 vs.
William J. Neville, United States
Marshal.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the First Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the First Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

E. C. Tanner, Petitioner,
827 vs.
Tillman D. Johnson, Judge of the
District Court of the United States
in and for the District of Utah, et al.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Tenth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Tenth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Gertrude D. Walker,
Petitioner,
828 vs.
Commissioner of Internal Revenue.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Third Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Third Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Myrtle Adele Spencer,
Petitioner,
835 vs.
The State Life Insurance Company.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Fifth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Fifth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

I. C. Strauss, H. J. Harby,
George D. Levy, et al.,
Petitioners,
837 vs.
United States Fidelity & Guaranty Company.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Fourth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Fourth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Missouri Pacific Railroad Company
and Union Indemnity Company,
Petitioners,
838 vs.
Alex Montgomery.

On petition for writ of certiorari to the Supreme Court of the State of Arkansas.

On consideration of the petition for a writ of certiorari herein to the Supreme Court of the State of Arkansas, and of the argument of counsel thereupon had,

It is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

American Motor Oil Screw "Liberty"
her engines, tackle, etc.,
Petitioner,
839 vs.
The United States of America.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Second Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Jerome S. Stone,
Petitioner,
840 vs.
Morris Hirsch, et al.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Fifth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Fifth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Irving Trust Company,

Petitioner,

841 vs.

Harry D. Parracy, Trustee in Bankruptcy of L. H. Lewis Company, Bankrupt.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Fifth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Fifth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

S. R. Thrasher and Minnie Belle Thrasher, His Wife, J. F. Stuckey, et al.,

Petitioners,

850 vs.

Gloria Olivia Williams and A. S. Williams.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Fifth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Fifth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Radford Iron Company, Inc.,

Petitioner,

855 vs.

Appalachian Electric Power Company.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Fourth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Fourth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

John B. Hooker, Petitioner, vs. Aetna Life Insurance Company. — On petition for writ of certiorari to the United States Circuit Court of Appeals for the Sixth Circuit.

864

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Sixth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

American Casualty Company, Petitioner, vs. William Church. — On petition for writ of certiorari to the United States Circuit Court of Appeals for the Third Circuit.

865

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Third Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Pittsburgh Terminal Coal Corporation, Petitioner, vs. S. A. Williams. — On petition for writ of certiorari to the United States Circuit Court of Appeals for the Third Circuit.

866

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Third Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Ashby Williams, Petitioner, vs. Robert M. Foster, and Dolores Foster.

891

On petition for writ of certiorari to the Court of Appeals of the District of Columbia.

On consideration of the petition for a writ of certiorari herein to the Court of Appeals of the District of Columbia, and of the argument of counsel thereupon had,

It is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

The Chief Justice announced the following order:

ORDER.

It is ordered that the call of the docket be suspended for the term on Friday, May 12th next and that the Court will take a recess from Monday, May 15th until Monday, May 22d and from that day until Monday, May 29th, upon which day it will adjourn for the term.

It is further ordered that no motions, except motions for admission to practice, will be received after Monday, May 22d next.

Per Mr. Chief Justice Hughes.

The State of Alabama, Complainant, vs. State of Arizona, et al.

— Original.

The motion for leave to file bill of complaint herein was submitted to the consideration of the Court by Mr. William Logan Martin for the complainant.

The State of New Jersey, Complainant,
13, Original. vs.
The City of New York.

On consideration of the motion by counsel for the complainant for leave to file application for further relief herein,

It is ordered by this Court that the said motion be, and the same is hereby, granted.

Per Mr. Chief Justice Hughes.

The State of New Jersey, Complainant,
13, Original. vs.
The City of New York.

On consideration of the motion by counsel for the defendant for leave to file answer to complainant's application and application for further relief herein,

It is ordered by this Court that the said motion be, and the same is hereby, granted.

Per Mr. Chief Justice Hughes.

New York Dock Railway, et al., Petitioners,
829 vs.
The Pennsylvania Railroad Company.

On consideration of the motion by counsel for the petitioners for leave to file reply brief by Wednesday next,

It is ordered by this Court that the said motion be, and the same is hereby, granted.

Per Mr. Chief Justice Hughes.

Central Kentucky Natural Gas Company, Appellant,
779 vs.
Railroad Commission of Kentucky, et al.

The motion to dismiss this case was submitted by Mr. Raymond M. Hudson for Mrs. George Hignight, in support thereof, and by Mr. Henry T. Duncan for the appellant in opposition thereto.

Larrabee Flour Mills Company,
810 vs.
First National Bank of Lublin.

The motion to bring up the entire record and cause herein was submitted to the consideration of the Court by Mr. W. W. Larsen, for the Larabee Flour Mills Company, in support thereof, and by Mr. Maynard Ramsey, Mr. Kenneth I. McKay, Mr. H. H. Hackney, Mr. G. P. Barse, and Mr. J. F. Anderson, for the First National Bank of Lublin, in opposition thereto.

Charles M. Bevan, Appellant,
784 vs.
David M. Kreiger, as Sheriff, etc.;
John W. Koehrman, Appellant,
785 vs.
David M. Kreiger, as Sheriff, etc.;
Robert A. Stranahan, Appellant,
786 vs.
David M. Kreiger, as Sheriff, etc.

The argument of these cases was commenced by Mr. Crary Davis for the appellants; and continued by Mr. Raymond T. Jackson for the appellee.

Proclamation being made the Court is adjourned until to-morrow at 12 o'clock.

TUESDAY, MAY 9, 1933

Pursuant to adjournment the Court met at the Capitol.

PRESENT:

The Honorable Charles E. Hughes, Chief Justice,
Willis Van Devanter,
James C. McReynolds,
Louis D. Brandeis,
George Sutherland,
Pierce Butler,
Harlan F. Stone,
Owen J. Roberts,
Benjamin N. Cardozo, Associate Justices.
Frank K. Green, Esquire, Marshal,
Charles Elmore Cropley, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. Essex S. Abbott, It is ordered that Leo Meltzer, Esquire, of Boston, State of Massachusetts, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Warren J. Duffey, It is ordered that Prentiss M. Brown, Esquire, of St. Ignace, State of Michigan, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Warren J. Duffey, It is ordered that John C. Lehr, Esquire, of Monroe, State of Michigan, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Warren J. Duffey, It is ordered that Carl M. Weideman, Esquire, of Detroit, State of Michigan, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Warren J. Duffey, It is ordered that Lawrence E. Duffey, Esquire, of Toledo, State of Ohio, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. A. Warner Parker, It is ordered that John Elliott Byrne, Esquire, of Chicago, State of Illinois, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Lawrence H. Cake, It is ordered that Herman Weinberger, Esquire, of San Francisco, State of California, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Howard F. Bresee, It is ordered that Louis R. Gates, Esquire, of Kansas City, State of Kansas, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. George C. Certman, It is ordered that H. L. Scaife, Esquire, of Union, State of South Carolina, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. George C. Certman, It is ordered that Thomas F. Burke, Esquire, of Washington, District of Columbia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. A. V. Cushman, It is ordered that H. Rank Bickel, Jr., Esquire, of Baltimore, State of Maryland, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. William W. Montgomery, It is ordered that Mercer B. Tate, Jr., Esquire, of Philadelphia, State of Pennsylvania, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. George C. Levin, It is ordered that Sydney Krause, Esquire, of New York City, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Donald H. McLean, It is ordered that Orlando H. Dey, Esquire, of Rahway, State of New Jersey, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Karl D. Loos, It is ordered that Louis M. Lissner, Esquire, of Los Angeles, State of California, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. George P. Hoover, It is ordered that Louis W. Arnold, Jr., Esquire, of New York City, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Wesley E. Disney, It is ordered that John J. Finnern, Esquire, of New Orleans, State of Louisiana, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Whitney North Seymour, It is ordered that Edw. I. P. Tatelman, Esquire, of Cristobal, Canal Zone, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Joseph W. Bailey, Jr., It is ordered that W. K. Hopkins, Esquire, of Gonzales, State of Texas, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Joseph W. Bailey, Jr., It is ordered that A. J. Wirtz, Esquire, of Seguin, State of Texas, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Solicitor General Biggs, , It is ordered that Walter L. Barlow, Esquire, of Austin, State of Texas, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Walter F. George, It is ordered that Abraham Ziegler, Esquire, of Atlanta, State of Georgia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. B. K. Wheeler, It is ordered that George E. Roewer, Esquire, of Boston, State of Massachusetts, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. James S. Y. Ivins, It is ordered that Richard B. Barker, Esquire, of Washington, District of Columbia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. George C. Levin, It is ordered that Samuel Rubin, Esquire, of Brooklyn, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

The Chief Justice announced the following orders of the Court:

Larabee Flour Mills Company, vs. First National Bank of Dublin. — On certificate from the United States Circuit Court of Appeals for the Fifth Circuit.

810

On consideration of the motion to bring up the entire record and cause herein,

It is ordered by this Court that the said motion be, and the same is hereby, denied.

And it is further ordered that the certificate herein, be, and the same is hereby, dismissed.

Per Mr. Chief Justice Hughes.

The First National Bank of St. Petersburg, Florida. vs. City of Miami. — On certificate from the United States Circuit Court of Appeals for the Fifth Circuit.

811

This cause came on to be heard on a certificate from the United States Circuit Court of Appeals for the Fifth Circuit.

On consideration whereof, It is ordered by this Court that the certificate herein, be, and the same is hereby, dismissed.

Per Mr. Chief Justice Hughes.

Central Kentucky Gas Company,

Appellant, Appeal from the District Court of the

779 vs. United States for the Eastern

Railroad Commission of Kentucky, District of Kentucky.

et al.

On consideration of the motion of Mrs. George Wignight, Mrs. Wellington Payne, Mrs. Anna Mae Hollinger, et al., individually and as members of and representatives of the Gas Consumers League of Lexington, Kentucky, for leave to appear specially for the purpose of moving to dismiss the appeal herein, and for leave to present such motion;

It is ordered by this Court as follows: It appearing from the record on appeal to this Court that the applicants are not parties to the appeal, their application for leave to appear specially for the purpose of moving to dismiss the appeal, and for leave to present such motion, is denied. On examination of the papers submitted by the applicants, and in view of the provision of the decree under review with respect to the distribution of the impounded fund, the Court is of the opinion that the applicants should be made parties to the appeal, and in order that proceedings for that purpose may be taken, the hearing of the cause is postponed and the cause is assigned for argument on October 9, 1933.

Per Mr. Chief Justice Hughes.

Charles N. Bevan, Appellant,

784 vs.

David M. Krieger, as Sheriff of Lucas County, Ohio;

John W. Koehrman, Appellant,

785 vs.

David M. Krieger, as Sheriff of Lucas County, Ohio;

Robert A. Stranahan, Appellant,

786 vs.

David M. Krieger, as Sheriff of Lucas County, Ohio.

The argument of these cases was concluded by Mr. George D. Welles for the appellants.

C. J. Allen, et al.,
Appellants,
834 vs.
Galveston Truck Line Corporation.

This case was argued by Mr. Elbert Hooper for the appellants, and by Mr. Mart H. Royston for the appellee.

Angelo Quercia,
Petitioner,
701 vs.
The United States of America.

This case was argued by Mr. Essex S. Abbott for the petitioner, and by Mr. Thomas D. Thacher for the respondent.

Conrad, Rubin & Lesser,
Petitioners,
718 vs.
Horace G. Pender, Trustee in Bankruptcy.

On consideration of the motion that leave be granted Mr. Samuel Rubin to appear and present oral argument pro hac vice for the petitioners in this cause,

It is ordered by this Court that the said motion be, and the same is hereby, granted.

Per Mr. Chief Justice Hughes.

Conrad, Rubin & Lesser,
Petitioners,
718 vs.
Horace G. Pender, Trustee in Bankruptcy.

This case was argued by Mr. Samuel Rubin, pro hac vice by special leave of Court for the petitioner, and by Mr. George C. Levin for the respondent.

Proclamation being made the Court is adjourned until to-morrow at 12 o'clock.

Pursuant to adjournment the Court met at the Capitol.

PRESENT:

The Honorable Charles E. Hughes, Chief Justice,
Willis Van Devanter,
James C. McReynolds,
Louis D. Brandeis,
George Sutherland, Associate Justices.
Pierce Butler,
Harlan F. Stone,
Owen J. Roberts,
Benjamin N. Cardozo,
Frank K. Green, Esquire, Marshal,
Charles Elmore Cropley, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. Robert M. Miller, It is ordered that Homer D. Crotty, Esquire, of Los Angeles, State of California, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Warren R. Austin, It is ordered that Miss Gertrude Potter, of Portland, State of Maine, be admitted to practice as an Attorney and Counsellor of this Court, and she was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Thomas D. Schall, It is ordered that Orell Ruben Leon, Esquire, of Minneapolis, State of Minnesota, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Nathan L. Miller, It is ordered that J. Arthur Love, Esquire, of New York City, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Thomas H. Patterson, It is ordered that Charles Morris Irelan, Jr., Esquire, of North Woodside, State of Maryland, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. George O. Compton, It is ordered that Benjamin F. Garland, Esquire, of Huntingburg, State of Indiana, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

Irenee Du Pont, Petitioner,
791 vs.
Commissioner of Internal Revenue.

This case was argued by Mr. James S. Y. Ivins for the petitioner, and by Mr. Erwin N. Griswold for the respondent.

David Burnet, Commissioner of Internal Revenue, Petitioner,
792 vs.
Frederick B. Wells.

This case was argued by Mr. Erwin N. Griswold for the petitioner, and by Mr. James S. Y. Ivins for the respondent.

The United States of America ex rel. Anthony Volpe, Petitioner,
724 vs.
S. D. Smith, District Director of Immigration.

This case was argued by Mr. John E. Byrne for the petitioner, and by Mr. Whitney North Seymour for the respondent.

Pursuant to adjournment the Court met at the Capitol.

PRESENT:

The Honorable Charles E. Hughes, Chief Justice,
Willis Van Devanter,
James C. McReynolds,
Louis D. Brandeis,
George Sutherland, Associate Justices.
Pierce Butler,
Harlan F. Stone,
Owen J. Roberts,
Benjamin N. Cardozo,
Frank K. Green, Esquire, Marshal,
Charles Elmore Cropley, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. Kenneth I. McKay, It is ordered that C. I. Carey, Esquire, of St. Petersburg, State of Florida, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Thomas E. Rhodes, It is ordered that George F. von Kolnitz, Jr., Esquire, of Charleston, State of South Carolina, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Nathan L. Miller, It is ordered that George W. Whiteside, Esquire, of New York City, State of New York, be admitted to practice as an Attorney and Counsellor of this Court and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Frank L. Hatch, It is ordered that Wm. C. Grace, Esquire, of Washington, District of Columbia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Paul D. Miller, It is ordered that Arthur F. Lederle, Esquire, of Detroit, State of Michigan, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Russell L. Bradford, It is ordered that Henry L. Glenn, Esquire, of New York City, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. J. Roland Kinzer, It is ordered that G. Harry Ditter, Esquire, of Philadelphia, State of Pennsylvania, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. J. Roland Kinzer, It is ordered that J. William Ditter, Esquire, of Ambler, State of Pennsylvania, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. J. Roland Kinzer, It is ordered that Thomas A. Foulke, Esquire, of Ambler, State of Pennsylvania, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

Richard Reid Rogers, Petitioner,
732 vs.
George W. Hill, A. C. Mower, et al.

This case was argued by Mr. Richard Reid Rogers for the petitioner, and by Mr. Nathan L. Miller for the respondents.

John H. Leighton, James A. McPherson, et al., Petitioners,
735 vs.
The United States of America.

This case was argued by Mr. Herman Weinberger for the petitioners, and by Mr. Paul D. Miller for the respondent.

Sinclair Refining Company, Petitioner,
752 vs.
Jenkins Petroleum Process Company.

The argument of this case was commenced by Mr. Dean S. Edmonds for the petitioner.

Proclamation being made, the Court is adjourned until to-morrow at 12 o'clock.

FRIDAY, MAY 12, 1933

Pursuant to adjournment the Court met at the Capitol.

PRESENT:

The Honorable Charles E. Hughes, Chief Justice,
Willis Van Devanter,
James C. McReynolds,
Louis D. Brandeis,
George Sutherland, Associate Justices.
Pierce Butler,
Harlan F. Stone,
Owen J. Roberts,
Benjamin N. Cardozo,
Frank K. Green, Esquire, Marshal,
Charles Elmore Cropley, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. Raymond J. Mawhinney, It is ordered that Cosimo J. Toscano, Esquire, of Worcester, State of Massachusetts, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Raymond J. Mawhinney, It is ordered that George Herbert Yagjian, Esquire, of Worcester, State of Massachusetts, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. B. K. Wheeler, It is ordered that Guy C. Derry, Esquire, of Billings, State of Montana, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Kenneth McKellar, It is ordered that Felix Earl Hagler, Esquire, of Memphis, State of Tennessee, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. A. L. Bulwinkle, It is ordered that Samuel B. Pettengill, Esquire, of South Bend, State of Indiana, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. A. L. Bulwinkle, It is ordered that Wesley Lloyd, Esquire, of Tacoma, State of Washington, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Raymond J. Mawhinney, It is ordered that Walter J. Moossa, Esquire, of Worcester, State of Massachusetts, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

Sinclair Refining Company,
Petitioner,
752 vs.
Jenkins Petroleum Process Company.

The argument of this case was continued by Mr. Dean S. Edmonds for the petitioner, and concluded by Mr. C. Stanley Thompson for the respondent.

Galen L. Tait, Collector of Internal Revenue,
Petitioner,
842 vs.
Western Maryland Railway Company.

This case was argued by Mr. Whitney North Seymour for the petitioner, and by Mr. Eugene S. Williams and Mr. William C. Purnell for the respondent.

Proclamation being made the Court is adjourned until Monday, May 15, next at

MONDAY, MAY 15, 1933

Pursuant to adjournment the Court met at the Capitol.

PRESENT:

The Honorable Charles E. Hughes, Chief Justice,
Willis Van Devanter,
Louis D. Brandeis,
George Sutherland,
Pierce Butler, Associate Justices.
Harlan F. Stone,
Owen J. Roberts,
Benjamin N. Cardozo,
Frank K. Green, Esquire, Marshal,
Charles Elmore Cropley, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. Charles Clark, It is ordered that George C. Simpson, Esquire, of Miami, State of Florida, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Edwin C. Blanchard, It is ordered that Lloyd W. Dinkelspiel, Esquire, of San Francisco, State of California, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Edwin C. Blanchard, It is ordered that Paul S. Marrin, Esquire, of San Francisco, State of California, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Fred Botts, It is ordered that J. Aron Abbott, Esquire, of Miami, State of Florida, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Fred Botts, It is ordered that Wm. C. McLean, Esquire, of Tampa, State of Florida, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. James Craig Peacock, It is ordered that Francis C. Brooke, Esquire, of Washington, District of Columbia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. W. G. McAdoo, It is ordered that Henry H. McPike, Esquire, of San Francisco, State of California, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. William Gilmore Feely, It is ordered that Arvin B. Shaw, Jr., Esquire, of Los Angeles, State of California, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. W. G. McAdoo, It is ordered that Randolph V. Whiting, Esquire, of San Francisco, State of California, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Sam C. Cook, It is ordered that Ralph C. Binford, Esquire, of Tampa, State of Florida, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Sidney S. Alderman, It is ordered that William T. Joyner, Esquire, of Raleigh, State of North Carolina, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Sidney S. Alderman, It is ordered that Henry L. Walker, Esquire, of Washington, District of Columbia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Henry W. Sohon, It is ordered that Julian T. Cromelin, Esquire, of Washington, District of Columbia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Kenneth McKellar, It is ordered that Kenneth Rayner, Esquire, of Memphis, State of Tennessee, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

The Chief Justice announced the following orders of the Court:

C. J. Allen, et al., Appellants, vs. Galveston Truck Line Corporation. 834

Appeal from the District Court of the United States for the Southern District of Texas.

This cause came on to be heard on the transcript of the record from the District Court of the United States for the Southern District of Texas, and was argued by counsel.

On consideration whereof, It is ordered, adjudged, and decreed by this Court that the decree of the said District Court in this cause be, and the same is hereby, affirmed with costs.

Per Mr. Chief Justice Hughes.

A. J. Chewning, Jr., Appellant, vs. The Commonwealth of Virginia, Appellee. 927

Appeal from the Supreme Court of Appeals of the State of Virginia.

This cause came on to be heard on the transcript of the record from the Supreme Court of Appeals of the State of Virginia, and was argued by counsel.

On consideration whereof, It is now here ordered and adjudged by this Court that the appeal herein, be, and the same is hereby, dismissed for the want of jurisdiction.

Per Mr. Chief Justice Hughes.

The Chief Justice said:

"The other orders of the Court appear upon the list certified to by the Chief Justice and filed with the Clerk and will not be announced orally."

ORDER.

The General Orders in Bankruptcy heretofore promulgated by this Court are amended by including therein a new order, numbered LI, to be immediately effective, and reading as follows:

"No ancillary receiver shall be appointed in any District Court of the United States in any bankruptcy proceeding pending in any other District of the United States except (1) upon the application of the primary receiver, or (2) upon the application of any party in interest with the consent of the primary receiver, or by leave of the Court of original jurisdiction, or a judge thereof. No application for the appointment of such an ancillary receiver shall be granted unless the petition contains a detailed statement of the facts showing the necessity for such appointment, which petition shall be verified by the party in interest, or the primary receiver, or by an agent of the party in interest or primary receiver specifically authorized in writing for that purpose and having knowledge of the facts. Such authorization shall be attached to the petition."

Per Mr. Chief Justice Hughes.

The State of Alabama, Complainant, — Original. vs. The States of Arizona, et al.

Rules are ordered to issue returnable on Monday, October 9th next, requiring the defendants to show cause why leave to file the Bill of Complaint should not be granted.

Per Mr. Chief Justice Hughes.

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In re: Disbarment of Chauncey Hackett.

Order.

It having been shown to the Court that Chauncey Hackett, a member of the Bar of this Court, has been disbarred by the Supreme Court of the District of Columbia; and this Court having issued its order, April 17, 1933, suspending the said Hackett from practice before this Court and requiring him to show cause why he should not be disbarred from the practice of the law in this Court; and the Court having received and considered the response of the said Hackett to the rule aforesaid,

It is ordered that the said Chauncey Hackett be, and he is hereby, disbarred and that his name be stricken from the roll of attorneys admitted to practice in this Court.

Per Mr. Chief Justice Hughes.

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In re: J. E. Fleming.

Order.

It having been shown to the Court that J. E. Fleming, a member of the Bar of this Court, was disbarred by the Supreme Court of the State of Oklahoma by its order dated March 31, 1933; and this Court having issued its order, April 24, 1933, suspending the said Fleming from practice before this Court and requiring him to show cause why he should not be disbarred from the practice of the law in this Court; and the said Fleming, in response to the rule aforesaid, having shown to the Court that the Supreme Court of the State of Oklahoma, by its order dated April 24, 1933, has recalled and set aside its order of March 31, 1933, disbarring the said Fleming from the practice of the law,

It is ordered that the order suspending the said J. E. Fleming from the practice of the law in this Court is vacated, and the rule to show cause aforesaid is discharged.

Leonard A. Layton, William C. Robinson, et al., Petitioners, vs. The United States of America. 932

On consideration of the motion for leave to proceed further herein in forma pauperis,

It is ordered by this Court that the said motion be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Leonard A. Layton, William C. Robinson and Charles E. Washington, Petitioners, vs. The United States of America. 932

On petition for writ of certiorari to the Court of Appeals of the District of Columbia.

On consideration of the petition for a writ of certiorari herein to the Court of Appeals of the District of Columbia, and of the argument of counsel thereupon had,

It is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Board of Supervisors of Harrison County, Iowa, and Pigeon Creek Drainage District in that County, Appellants, vs. Board of Supervisors of Pottawattamie County, Iowa, et al. 922

Further consideration of the question of the jurisdiction of this Court in this case is postponed to the hearing on the merits. The attention of counsel is directed to the question of the right of the appellants to raise the questions presented under the Federal Constitution.

Per Mr. Chief Justice Hughes.

State of Missouri and Franklin Miller, etc., Petitioners,

873 vs.

Johanna F. Fiske, Amanda F. Wheeler, Henrietta A. Holdoway, et al.

Order allowing certiorari.

The petition herein for a writ of certiorari to the United States Circuit Court of Appeals for the Eighth Circuit is granted. And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

Frank E. Cooper, as Trustee in Bankruptcy of Wauchula Central Pharmacy, Inc., Bankrupt, Petitioner,

888 vs.

R. F. Dasher.

Order allowing certiorari.

The petition herein for a writ of certiorari to the United States Circuit Court of Appeals for the Fifth Circuit is granted. And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

Naumkeag Steam Cotton Company, Petitioner,

818 vs.

The United States.

On petition for writ of certiorari to the Court of Claims.

On consideration of the petition for a writ of certiorari herein to the Court of Claims and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Oliver W. Toll,

Petitioner,

824 vs.

George W. Casey and Wheeler S. Peck, as Public Trustee in and for the City and County of Denver, Colorado.

On petition for writ of certiorari to the Supreme Court of the State of Colorado.

On consideration of the petition for a writ of certiorari herein to the Supreme Court of the State of Colorado, and of the argument of counsel thereupon had,

It is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

New York Dock Railway, Bush Terminal Railroad Company, Brooklyn Eastern District Terminal, et al.,

Petitioners,

829 vs.

The Pennsylvania Railroad Company.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Third Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Third Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

W. F. Daniel,

Petitioner,

847 vs.

Florida Industrial Company.

On petition for writ of certiorari to the Supreme Court of Appeals of the State of Virginia.

On consideration of the petition for a writ of certiorari herein to the Supreme Court of Appeals of the State of Virginia, and of the argument of counsel thereupon had,

It is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

J. H. Cottman & Co., Petitioner, vs. The United States. — On petition for writ of certiorari to the United States Court of Customs and Patent Appeals.

849

On consideration of the petition for a writ of certiorari herein to the United States Court of Customs and Patent Appeals, and of the argument of counsel thereupon had,

It is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Louis Haas, Trustee in Bankruptcy of Piedmont Electric Company, Petitioner, vs. D. A. Rendleman, as Receiver of the American National Bank of Asheville, North Carolina. — On petition for writ of certiorari to the United States Circuit Court of Appeals for the Fourth Circuit.

852

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Fourth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

S. P. Rushing and J. C. Falvey, Petitioners, vs. Mayfield Company, Gulf Production Company, J. B. Blanchard, et al. — On petition for writ of certiorari to the United States Circuit Court of Appeals for the Fifth Circuit.

854

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Fifth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Edward Lampe,
Petitioner,
856 vs.
Burdette Smith.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Sixth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Sixth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

The Simmons Manufacturing Company,
Petitioner,
857 vs.
Carl F. Routzahn, Collector of Internal Revenue for the Eighteenth District of Ohio.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Sixth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Sixth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

The New York Edison Company,
Petitioner,
858 vs.
Harry G. Kosch, as Receiver, The Continental Bank and Trust Company of New York, etc.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Second Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

W. D. Gordon, et al., Petitioners, vs. Empire Fuel & Gas Company, et al. — On petition for writ of certiorari to the United States Circuit Court of Appeals for the Fifth Circuit.

859

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Fifth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

James C. Ayer, Charles F. Ayer and Frederick Ayer, Executors, etc., Petitioners, vs. Commissioner of Internal Revenue. — On petition for writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

869

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Second Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

All Russian Textile Syndicate, Inc., Petitioner, vs. Commissioner of Internal Revenue. — On petition for writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

870

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Second Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

New England Fibre Blanket Company,

Petitioner,

887 vs.

The Portland Telegram and O. H. Brookhagen.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Ninth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Ninth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

A. J. Wallace,

Petitioner,

892 vs.

Commissioner of Internal Revenue.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Ninth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Ninth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

S. S. "Waalhaven" her engines, etc.,
N. V. Maats, S. S. "Waalhaven", et al.,

Petitioners,

897 vs.

Potash Importing Corporation of America.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Second Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

MONDAY, MAY 22, 1933

Pursuant to adjournment the Court met at the Capitol.

PRESENT:

The Honorable Charles E. Hughes, Chief Justice,
James C. McReynolds,
Louis D. Brandeis,
George Sutherland,
Pierce Butler, Associate Justices.
Harlan F. Stone,
Owen J. Roberts,
Benjamin N. Cardozo,
Frank K. Green, Esquire, Marshal,
Charles Elmore Cropley, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. George O. Compton, It is ordered that Jack Marshall Seglin, Esquire, of Hammond, State of Indiana, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Edmund M. Toland, It is ordered that Edward A. Kenney, Esquire, of Cliffside Park, State of New Jersey, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Archie K. Shipe, It is ordered that James M. Manley, Esquire, of San Francisco, State of California, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. James C. Rogers, It is ordered that J. W. Schmied, Esquire, of New York City, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Walter C. Clephane, It is ordered that Arthur Dunn, Esquire, of New York City, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Marvel Mills Logan, It is ordered that Emery L. Frazier, Esquire, of Whitesburg, State of Kentucky, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. John F. McCarron, It is ordered that Hugo E. Manser, Esquire, of New York City, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Holland Huntington, It is ordered that Fred A. Eldean, Esquire, of Columbia, State of Missouri, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. William J. Neale, It is ordered that George W. Ray, Jr., Esquire, of New York City, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Karl D. Loos, It is ordered that John Walter Dinkelspiel, Esquire, of San Francisco, State of California, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Karl D. Loos, It is ordered that Charles M. Stark, Esquire, of San Francisco, State of California, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Jennie Loitman Barron, It is ordered that Samuel Barron, Jr., Esquire, of Boston, State of Massachusetts, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Karl D. Loos, It is ordered that J. G. Reisner, Esquire, of San Francisco, State of California, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Charles P. Smith, It is ordered that Richard E. Thigpen, Esquire, of Charlotte, State of North Carolina, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Edmund M. Toland, It is ordered that Abram A. Lebson, Esquire, of Englewood, State of New Jersey, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Edmund M. Toland, It is ordered that Nicholas J. Cafarelli, Esquire, of Union City, State of New Jersey, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Leo A. Rover, It is ordered that John W. Pihelly, Esquire, of Washington, District of Columbia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Karl D. Loos, It is ordered that Herbert W. Erskine, Esquire, of San Francisco, State of California, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. James Hilden McFarland, It is ordered that Sam C. Newton, Esquire, of San Antonio, State of Texas, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Robert P. Smith, It is ordered that Arthur C. Dale, Esquire, of Bellefonte, State of Pennsylvania, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. J. Stanley Payne, It is ordered that J. C. Harraman, Esquire, of Washington, District of Columbia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Stephen J. McMahon, It is ordered that Oliver L. O'Boyle, Esquire, of Milwaukee, State of Wisconsin, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. John B. Hollister, It is ordered that Mildred H. Reeves, of Washington, District of Columbia, be admitted to practice as an Attorney and Counsellor of this Court, and she was sworn accordingly.

On motion first made to the Court in this behalf by Mr. W. A. Ayres, It is ordered that Kathryn O'Loughlin McCarthy, of Hays, State of Kansas, be admitted to practice as an Attorney and Counsellor of this Court, and she was sworn accordingly.

On motion first made to the Court in this behalf by Mr. W. A. Ayres, It is ordered that Daniel M. McCarthy, of Mankato, Esquire, ~~of Hays~~, State of Kansas, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Claude A. Fuller, It is ordered that Harvey L. Joyce, Esquire, of Springdale, State of Arkansas, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. DeLancey C. Smith, It is ordered that Jerome B. White, Esquire, of San Francisco, State of California, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Robert Ewing Thomason, It is ordered that Francis F. Quittner, Esquire, of Los Angeles, State of California, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Randolph V. Whiting, It is ordered that Royal A. Bronson, Esquire, of San Francisco, State of California, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Randolph V. Whiting, It is ordered that Thomas W. Slaven, Esquire, of San Francisco, State of California, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. W. J. Sears, It is ordered that Ernest Clyde Collins, Esquire, of Miami, State of Florida, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Hugo L. Black, It is ordered that Edward R. Copeland, Esquire, of Miami Beach, State of Florida, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Elmer Thomas, It is ordered that Leon Watterson Wiley, Esquire, of Du Quoin, State of Illinois, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Hatton W. Sumners, It is ordered that A. B. Bianchi, Esquire, of San Francisco, State of California, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

Charles N. Bevan,

Appellant,

784 vs.

David M. Krieger, as Sheriff of Lucas County, Ohio.

Appeal from the Supreme Court of the State of Ohio.

This cause came on to be heard on the transcript of the record from the Supreme Court of the State of Ohio, and was argued by counsel.

On consideration whereof, It is now here ordered and adjudged by this Court that the judgment of the said Supreme Court, in this cause, be, and the same is hereby, affirmed with costs.

Per Mr. Justice Roberts.

John W. Hochrman,

Appellant, Appeal from the Supreme Court of the

786 vs. State of Ohio.

David M. Krieger, as Sheriff of

Lucas County, Ohio.

This cause came on to be heard on the transcript of the record from the Supreme Court of the State of Ohio, and was argued by counsel.

On consideration whereof, It is now here ordered and adjudged by this Court that the appeal herein be, and the same is hereby, dismissed with costs.

Per Mr. Justice Roberts.

Robert A. Stranahan,

Appellant, Appeal from the Supreme Court of the

786 vs. State of Ohio.

David M. Krieger, as Sheriff of

Lucas County, Ohio.

This cause came on to be heard on the transcript of the record from the Supreme Court of the State of Ohio, and was argued by counsel.

On consideration whereof, It is now here ordered and adjudged by this Court that the appeal herein be, and the same is hereby, dismissed with costs.

Per Mr. Justice Roberts.

21 Original.

Ex Parte: Arthur T. LaPrade, Petitioner.

On motion for leave to file petition for writ of mandamus.

This cause came on to be heard on the motion for leave to file a petition for writ of mandamus, rule to show cause thereupon issued, and was argued by counsel.

On consideration whereof, It is ordered and adjudged by this Court as follows: Petitioner's application for leave to file is granted, the case will be docketed and respondent's return filed, and a writ of mandamus will issue commanding the respondents to vacate the decrees against petitioner and to dismiss the suits in question as to him.

Per Mr. Justice Butler.

National Surety Company, et al.,

Petitioners, On writ of certiorari to the United

8 vs. States Circuit Court of Appeals for

Valeria E. Coriell, Morris White, Inc.; the Second Circuit.

Irving Trust Company, etc.

This cause came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Second Circuit, and was argued by counsel.

On consideration whereof, It is ordered, adjudged, and decreed by this Court that the decree of the said United States Circuit Court of Appeals, in this cause, be, and the same is hereby, reversed with costs; and that the decree of the District Court of the United States for the Southern District of New York, entered in this cause on February 2, 1932, be, and the same is hereby, vacated.

And it is further ordered that this cause be, and the same is hereby, remanded to the said District Court for further proceedings not inconsistent with the opinion of this Court.

Per Mr. Justice Brandeis.

The State of Ohio,

Plaintiff,

18, Original. vs. At Law.

The Chattanooga Boiler and Tank

Company, Defendant.

This cause came on to be heard upon the pleadings and an agreed statement of facts, and was argued by counsel. The Court being fully advised in the premises finds that the plaintiff is entitled to recover.

It is therefore ordered and adjudged by this Court that the plaintiff recover of and from the defendant the sum of four thousand nine hundred and ten dollars and sixty-four cents ($4,910.64), with interest thereon from January 11, 1932, the date of filing the petition herein, until paid, at the legal rate of six per cent per annum, and costs in this behalf expended taxed at $65.00, and that execution issue therefor.

per Mr. Justice Brandeis.

The State of South Carolina, Petitioner, vs. Ray Bailey, alias Ray Keith. 685

On writ of certiorari to the Supreme Court of the State of North Carolina.

This cause came on to be heard on the transcript of the record from the Supreme Court of the State of North Carolina, and was argued by counsel.

On consideration whereof, It is now here ordered and adjudged by this Court that the judgment of the said Supreme Court, in this cause be, and the same is hereby, reversed with costs; and that thiscause be, and the same is hereby, remanded to the Supreme Court of the State of North Carolina for further proceedings not inconsistent with the opinion of this Court.

Per Mr. Justice McReynolds.

Dissenting: Mr. Justice Brandeis and Mr. Justice Butler.

The United States of America ex rel. Anthony Volpe, Petitioner, vs. S. D. Smith, District Director of Immigration. 724

On writ of certiorari to the United States Circuit Court of Appeals for the Seventh Circuit.

This cause came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Seventh Circuit, and was argued by counsel.

On consideration whereof, It is ordered and adjudged by this Court that the judgment of the said United States Circuit Court of Appeals, in this cause, be, and the same is hereby, affirmed; and that thiscause be, and the same is hereby, remanded to the District Court of the United States for the Northern District of Illinois.

Per Mr. Justice McReynolds.

States of Wisconsin, Minnesota, Ohio, and Pennsylvania, Complainants,

5, Original. vs.

State of Illinois and the Sanitary District of Chicago, et al.;

State of Michigan, Complainant,

8, Original. vs.

State of Illinois and the Sanitary District of Chicago, et al.;

State of New York, Complainant,

9, Original. vs.

State of Illinois and the Sanitary District of Chicago, et al.

Order.

On application of the complainant States, Wisconsin, Minnesota, Ohio and Michigan for the appointment of a commissioner or special officer to execute the decree of April 21, 1930, (281 U.S. 696) on behalf and at the expense of defendants.

These causes came on to be heard on the Report of the Special Master, Edward F. McClennen, under order entered December 19, 1932, and were argued by counsel.

On consideration whereof, It is ordered by this Court that the decree of April 21, 1930, be, and the same is hereby, enlarged by the addition of the following provision:

That the State of Illinois is hereby required to take all necessary steps, including whatever authorizations or requirements, or provisions for the raising, appropriation and application of moneys, may be needed in order to cause and secure the completion of adequate sewage treatment or sewage disposal plants and sewers, together with controlling works to prevent reversals of the Chicago River if such works are necessary, and all other incidental facilities, for the disposition of the sewage of the area embraced within the Sanitary District of Chicago so as to preclude any ground of objection on the part of the State or of any of its municipalities to the reduction of the diversion of the waters of the Great Lakes-St. Lawrence system or watershed to the extent, and at the times and in the manner, provided in this decree.

And the State of Illinois is hereby required to file in the office of the Clerk of this Court, on or before October 2, 1933, a report to this Court of its action in compliance with this provision.

And it is further ordered that, except as above provided, the application of the complainant States herein be, and the same is hereby, denied. Costs, including the expenses incurred by the Special Master and his compensation, to be fixed by the Court, shall be taxable against the defendants.

Per Mr. Chief Justice Hughes.

The Chief Justice announced the following orders of the Court:

Arthur Lewis,

Appellant,

890 vs.

The People of the State of New York,

On consideration of the motion for leave to file the amended statement as to jurisdiction in this cause, It is ordered by this Court that the said motion be, and the same is hereby, granted.

Per Mr. Chief Justice Hughes.

Arthur Lewis,

Appellant,

890 vs.

The People of the State of New York.

Appeal from the Children's Court of Broome County, State of New York.

This cause came on to be heard on the transcript of the record from the Children's Court of Broome County, State of New York, and was argued by counsel.

On consideration whereof, It is now here ordered and adjudged by this Court that the appeal herein be, and the same is hereby, dismissed for the want of jurisdiction.

Per Mr. Chief Justice Hughes.

Arthur Lewis,

Appellant,

890 vs.

The People of the State of New York.

Appeal from the Children's Court of Broome County, State of New York.

Treating the appeal papers herein from the Children's Court of Broome County, State of New York, as an application for a writ of certiorari;

On consideration whereof, It is ordered by this Court that the said application for writ of certiorari be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

The Western Public Service Company,

Appellant,

919 vs.

City of Mitchell.

Appeal from the Supreme Court of the State of Nebraska.

This cause came on to be heard on the transcript of the record from the Supreme Court of the State of Nebraska, and on motion to dismiss the appeal which was argued by counsel.

On consideration whereof, It is now here ordered and adjudged by this Court that the motion to dismiss the appeal herein be, and the same is hereby, granted.

And it is further ordered that the appeal herein be, and the same is hereby, dismissed for the want of jurisdiction.

Per Mr. Chief Justice Hughes.

The Chief Justice said:

"The other orders of the Court appear upon the list certified to by the Chief Justice and filed with the Clerk and will not be announced orally."

Adele T. Salisbury,

Petitioner,

201 vs.

George R. Salisbury.

On consideration of the motion of the petitioner to vacate the order denying the petition for writ of certiorari in this case,

It is ordered by this Court that the said motion be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Thomas M. Welch,

Petitioner,

905 vs.

Commissioner of Internal Revenue.

Order allowing certiorari.

The petition herein for a writ of certiorari to the United States Circuit Court of Appeals for the Eighth Circuit is granted. And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

George E. Goodwin,

Petitioner,

848 vs.

The United States.

On petition for writ of certiorari to the Court of Claims.

On consideration of the petition for a writ of certiorari herein to the Court of Claims and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

The New York, Chicago & St. Louis Railroad Company,

Petitioner,

860 vs.

Homer H. Boulden.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Seventh Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Seventh Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Charles W. Bryan, as Governor of the
State of Nebraska, etc., et al.,
Petitioners,
861 vs.
Hubbell Bank of Hubbell, Nebraska, et al.

On petition for writ of certiorari to the Supreme Court of the State of Nebraska.

On consideration of the petition for a writ of certiorari herein to the Supreme Court of the State of Nebraska, and of the argument of counsel thereupon had,

It is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Victoria Materials & Gravel Company,
George E. Cole, H. S. Wilder, et al.,
Petitioners,
862 vs.
Sauerman Bros., Inc.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Fifth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Fifth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Clenmore Securities Corporation,
Petitioner,
871 vs.
Commissioner of Internal Revenue.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Second Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Joseph I. Cromwell,
Petitioner,
876 vs.
Alburn E. Skinner and Lou G. Fellows.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Tenth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Tenth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

J. Leon Lascoff, William Mansfield, Willis G. Gregory, et al., etc.,
Petitioners,
877 vs.
Hyman Pratter.

On petition for writ of certiorari to the Supreme Court of the State of New York.

On consideration of the petition for a writ of certiorari herein to the Supreme Court of the State of New York, and of the argument of counsel thereupon had,

It is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Thomaston Cotton Mills,
Petitioner,
878 vs.
J. T. Rose, Collector of Internal Revenue for the Collection District of Georgia.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Fifth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Fifth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

The Cincinnati Underwriters Agency Company, Petitioner, vs. Commissioner of Internal Revenue. 879

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Sixth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Sixth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Clinton Williams, Petitioner, vs. The United States of America. 881

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Fourth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Fourth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

John T. Barton, Petitioner, vs. The Automobile Insurance Company of Hartford, Connecticut. 883

On petition for writ of certiorari to the United States Circuit Court of Appeals for the First Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the First Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Southern Transportation Company,
Eastern Transportation Company, et al., Petitioners,
884 vs.
Interstate Commerce Commission.

On petition for writ of certiorari to the Court of Appeals of the District of Columbia.

On consideration of the petition for a writ of certiorari herein to the Court of Appeals of the District of Columbia, and of the argument of counsel thereupon had,

It is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Aetna Life Insurance Company, Petitioner,
893 vs.
Lucy C. Wharton.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Eighth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Eighth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Ely Norris Safe Company, Petitioner,
895 vs.
The Mosler Safe Company.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Second Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Augusta L. Voight,

Petitioner,

896 vs.

Jerome H. Remick, Jerome H. Remick, Trustee, Nelson J. Dessert, et al.

On petition for writ of certiorari to the Supreme Court of the State of Michigan.

On consideration of the petition for a writ of certiorari herein to the Supreme Court of the State of Michigan, and of the argument of counsel thereupon had,

It is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

District of Columbia,

Petitioner,

898 vs.

Frank Gladson Leys.

On petition for writ of certiorari to the Court of Appeals of the District of Columbia.

On consideration of the petition for a writ of certiorari herein to the Court of Appeals of the District of Columbia, and of the argument of counsel thereupon had,

It is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

District of Columbia,

Petitioner,

899 vs.

Robert H. Leys.

On petition for writ of certiorari to the Court of Appeals of the District of Columbia.

On consideration of the petition for a writ of certiorari herein to the Court of Appeals of the District of Columbia, and of the argument of counsel thereupon had,

It is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

E. S. Chapman,
Petitioner,
vs.
Memphis Press-Scimitar Company.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Sixth Circuit.

904

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Sixth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

H. Wagner and Adler Company,
Petitioner,
vs.
Societe Anonyme Iwan Simonis.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

913

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Second Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Southern Holding & Securities Corporation, Southern Surety Company of Iowa, and Alberta B. Church,
Petitioners,
vs.
The Commonwealth of Kentucky.

On petition for writ of certiorari to the Court of Appeals of the State of Kentucky.

917

On consideration of the petition for a writ of certiorari herein to the Court of Appeals of the State of Kentucky, and of the argument of counsel thereupon had,

It is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

The United States of America ex rel. Anthony Volpe,

Petitioner,

724 vs.

S. D. Smith, District Director of Immigration.

On consideration of the motion of Mr. Solicitor General Biggs to have the mandate in this case issued forthwith,

It is ordered by this Court that the said motion be, and the same is hereby, granted.

Per Mr. Chief Justice Hughes.

--- Original.

Ex Parte: B. W. Lansdown and M. W. Lansdown and others, Petitioners.

The motion for leave to file petition for writ of mandamus herein was submitted to the consideration of the Court by Mr. Erwin M. Treusch for the petitioners.

Federal Radio Commission, Petitioner,

657 vs.

Nelson Brothers Bond & Mortgage Co.;

Federal Radio Commission, Petitioner,

658 vs.

North Shore Church;

Federal Radio Commission and Johnson-Kennedy Radio Corporation, Petitioners,

659 vs.

Nelson Brothers Bond & Mortgage Co.;

Federal Radio Commission and Johnson-Kennedy Radio Corporation, Petitioners,

660 vs.

North Shore Church.

On consideration of the motion by counsel for the petitioner, Johnson-Kennedy Radio Corporation, to have the mandates in these cases issued forthwith,

It is ordered by this Court that the said motion be, and the same is hereby, granted.

And it is further ordered that the time within which to file petitions for rehearing in these cases be, and the same is hereby, limited to May 26.

Per Mr. Chief Justice Hughes.

Naumkeag Steam Cotton Company, Petitioner,
819 vs.
The United States.

The motion for extension of term and for extension of time to file petition for rehearing herein was submitted to the consideration of the Court by Mr. Richard B. Barker for the petitioner in support of the motion and by Mr. Solicitor General Biggs for the respondent in opposition thereto.

Bankers Pocahontas Coal Company, Petitioner,
104 vs.
Commissioner of Internal Revenue.

The motion to modify the mandate herein was submitted to the consideration of the Court by Mr. Camden R. McAtee for the petitioner, and leave granted respondent to file opposition thereto by Wednesday next on motion of Mr. Solicitor General Biggs in that behalf.

State of Louisiana, Complainant,
6, Original. vs.
State of Mississippi.

The report of the Boundary Commission was presented.

William A. Schroeder, Petitioner,
943 vs.
State of Wisconsin.

The motion to diminish the record and for an extension of time to make service herein was submitted to the consideration of the Court by Mr. William L. Tibbs for the petitioner, in support of the motion, and by Mr. C. Stanley Perry for the respondent in opposition thereto.

Proclamation being made the Court is adjourned until Monday, May 29,

Pursuant to adjournment the Court met at the Capitol.

PRESENT:

The Honorable Charles E. Hughes, Chief Justice,
Willis Van Devanter,
James C. McReynolds,
Louis D. Brandeis,
George Sutherland, Associate Justices.
Pierce Butler,
Harlan F. Stone,
Owen J. Roberts,
Benjamin N. Cardozo,
Frank K. Green, Esquire, Marshal,
Charles Elmore Cropley, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. Frederick L. Pearce, It is ordered that Joseph S. Robinson, Esquire, of New York City, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Frederick L. Pearce, It is ordered that John P. McGrath, Esquire, of New York City, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Brent Spence, It is ordered that A. J. May, Esquire, of Prestonsburg, State of Kentucky, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Ralph J. Kelley, It is ordered that Henry Ellenbogen, Esquire, of Pittsburgh, State of Pennsylvania, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Phil D. Swing, It is ordered that Sam L. Collins, Esquire, of Santa Ana, State of California, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Edmund M. Toland, It is ordered that Martin J. McNamara, Esquire, of Washington, District of Columbia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Henry A. Schweinhaut, It is ordered that Ralph A. Ricketts, Esquire, of Washington, District of Columbia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Frederick L. Pearce, It is ordered that William C. McCreary, Esquire, of Brooklyn, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Robert H. McNeill, It is ordered that Marion Ryan McCown, Esquire, of Tryon, State of North Carolina, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Frederick L. Pearce, It is ordered that Daniel L. McNamara, Esquire, of Brooklyn, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Stanley Reed, It is ordered that James F. Hubbell, Esquire, of Utica, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Edmund M. Toland, It is ordered that Daniel A. Shea, Esquire, of Boston, State of Massachusetts, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Eugene L. Garey, It is ordered that John J. McMahon, Esquire, of New York City, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Monte Appel, It is ordered that James P. Kem, Esquire, of Kansas City, State of Missouri, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Eugene L. Garey, It is ordered that Earl J. Garey, Esquire, of New York City, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Eugene L. Garey, It is ordered that Edward K. Kennedy, Esquire, of New Rochelle, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Jed C. Adams, It is ordered that Nash R. Adams, Esquire, of Dallas, State of Texas, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Henry C. Workman, It is ordered that Elmer V. Griggs, Esquire, of White Plains, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Frederic D. McKenney, It is ordered that Louis J. Carruthers, Esquire, of New York City, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. William B. Wolf, It is ordered that Stanley H. Fuld, Esquire, of New York City, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Paul D. Miller, It is ordered that E. Everett Mather, Jr., Esquire, of Drexel Hill, State of Pennsylvania, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. J. Purdon Wright, It is ordered that Samuel Carliner, Esquire, of Baltimore, State of Maryland, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. J. Purdon Wright, It is ordered that W. Frank Every, Esquire, of Baltimore, State of Maryland, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. William L. Houston, It is ordered that Daniel W. Perkins, Esquire, of Jacksonville, State of Florida, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Otis Beall Kent, It is ordered that Willard U. Taylor, Esquire, of New York City, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Norman Fischer, It is ordered that Burnham Asch, Esquire, of Charlotte, State of North Carolina, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Paul D. Miller, It is ordered that Casimir Walter Sypniewski, Esquire, of Pittsburgh, State of Pennsylvania, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. J. Earl Major, It is ordered that John E. Cassidy, Esquire, of Peoria, State of Illinois, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. George O. Compton, It is ordered that Franklin Dickey, Esquire, of Indianapolis, State of Indiana, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Donald H. McLean, It is ordered that Louis J. Feit, Esquire, of Elizabeth, State of New Jersey, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Marvin Jones, It is ordered that John Herron White, Esquire, of Borger, State of Texas, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Fletcher B. Swank, It is ordered that Mac Q. Williamson, Esquire, of Pauls Valley, State of Oklahoma, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Duncan U. Fletcher, It is ordered that Doyle Campbell, Esquire, of Tampa, State of Florida, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. John McDuffie, It is ordered that Francis J. Mizell, Jr., Esquire, of Florala, State of Alabama, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Duncan U. Fletcher, It is ordered that J. Bowers Campbell, Esquire, of Fort Myers, State of Florida, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Charles L. McNary, It is ordered that Edwin D. Hicks, Esquire, of Canyon City, State of Oregon, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Duncan U. Fletcher, It is ordered that B. K. Roberts, Esquire, of Tallahassee, State of Florida, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Duncan U. Fletcher, It is ordered that Robert Brodie, Esquire, of Tampa, State of Florida, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Duncan U. Fletcher, It is ordered that Allison E. Palmer, Esquire, of Orlando, State of Florida, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Prentiss M. Brown, It is ordered that Raymond Howard Shenaman, Esquire, of Kalkaska, State of Michigan, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

David Burnet, Commissioner of Internal Revenue, Petitioner, vs. Frederick B. Wells. 792

On writ of certiorari to the United States Circuit Court of Appeals for the Eighth Circuit.

This cause came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Eighth Circuit, and was argued by counsel.

On consideration whereof, It is ordered and adjudged by this Court that the judgment of the said United States Circuit Court of Appeals, in this cause, be, and the same is hereby, reversed; and that this cause be, and the same is hereby, remanded to the said Circuit Court of Appeals for further proceedings in conformity with the opinion of this Court.

Per Mr. Justice Cardozo.

Dissenting opinion by Mr. Justice Sutherland in which Mr. Justice Van Devanter, Mr. Justice McReynolds, and Mr. Justice Butler join.

Irenee Du Pont,
Petitioner,
vs.
Commissioner of Internal Revenue.

On writ of certiorari to the United States Circuit Court of Appeals for the Third Circuit.

791

This cause came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Third Circuit, and was argued by counsel.

On consideration whereof, It is ordered and adjudged by this Court that the judgment of the said United States Circuit Court of Appeals, in this cause, be, and the same is hereby, affirmed; and that this cause be, and the same is hereby, remanded to the said Circuit Court of Appeals.

Per Mr. Justice Cardozo.

Concurring: Mr. Justice Van Devanter, Mr. Justice McReynolds, Mr. Justice Sutherland, and Mr. Justice Butler.

Sinclair Refining Company,
Petitioner,
vs.
Jenkins Petroleum Process Company.

On writ of certiorari to the United States Circuit Court of Appeals for the First Circuit.

752

This cause came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the First Circuit, and was argued by counsel.

On consideration whereof, It is ordered, adjudged, and decreed by this Court that the decree of the said United States Circuit Court of Appeals, in this cause, be, and the same is hereby, affirmed with costs; and that this cause be, and the same is hereby, remanded to the District Court of the United States for the District of Maine.

Per Mr. Justice Cardozo.

Galen L. Tait, Collector of Internal Revenue, Petitioner, vs. Western Maryland Railway Company.

842 — On writ of certiorari to the United States Circuit Court of Appeals for the Fourth Circuit.

This cause came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Fourth Circuit, and was argued by counsel.

On consideration whereof, It is ordered and adjudged by this Court that the judgment of the said United States Circuit Court of Appeals, in this cause, be, and the same is hereby, affirmed with costs; and that this cause be, and the same is hereby, remanded to the District Court of the United States for the District of Maryland.

Per Mr. Justice Roberts.

The Texas and Pacific Railway Company, Louisiana and Arkansas Railway Company, et al., Appellants, vs. The United States of America, Interstate Commerce Commission, et al.

1 — Appeal from the District Court of the United States for the Southern District of Texas.

This cause came on to be heard on the transcript of the record from the District Court of the United States for the Southern District of Texas, and was argued by counsel.

On consideration whereof, It is ordered, adjudged, and decreed by this Court that the decree of the said District Court in this cause be, and the same is hereby, reversed; and that this cause be, and the same is hereby, remanded to the said District Court for further proceedings in conformity with the opinion of this Court.

Per Mr. Justice Roberts.

Dissenting opinion by Mr. Justice Stone, in which the Chief Justice, Mr. Justice Brandeis, and Mr. Justice Cardozo concur.

The State of Vermont,

Complainant,

2, Original. vs. Order on Opinion.

The State of New Hampshire.

This cause came on to be heard on the pleadings, report of the Special Master, defendant's exceptions thereto, and was argued by counsel.

On consideration whereof, It is ordered that the parties, or either of them, if so advised, may, within 30 days, submit the form of decree to carry the opinion of this Court into effect, failing which the Court will prepare and enter the decree. Costs will be divided between the parties.

Per Mr. Justice Stone.

The Chief Justice took no part in the consideration or decision of this case.

Richard Reid Rogers,

Petitioner, On writ of certiorari to the United

732 vs. States Circuit Court of Appeals for

George W. Hill, A. C. Mower, the Second Circuit.

Charles A. Penn, et al.

This cause came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Second Circuit, and was argued by counsel.

On consideration whereof, It is ordered, adjudged, and decreed by this Court that the decree of the said United States Circuit Court of Appeals, in this cause be, and the same is hereby, reversed with costs, and that the decree of the District Court of the United States for the Southern District of New York dismissing the bills on the merits be, and the same is hereby, vacated.

And it is further ordered that this cause be, and the same is hereby, remanded to the said District Court with directions to reinstate its decree granting injunction pendente lite and for further proceedings in conformity with the opinion of this Court.

Per Mr. Justice Butler.

Mr. Justice Roberts took no part in the consideration or decision of this case.

Daniel W. O'Donoghue, On a certificate from the

729 vs. Court of Claims.

The United States.

This cause came on to be heard on a certificate from the Court of Claims, and was argued by counsel.

On consideration whereof, It is the opinion of this Court that Question No. 1 must be answered in the affirmative and that Question No. 2 must be answered in the negative.

Whereupon, It is now here ordered by this Court that it be so certified to the said Court of Claims.

Per Mr. Justice Sutherland.

Dissenting: Chief Mr./Justice Hughes, Mr. Justice Van Devanter, and Mr. Justice Cardozo.

William Hitz, On a certificate from the

730 vs. Court of Claims.

The United States.

This cause came on to be heard on a certificate from the Court of Claims, and was argued by counsel.

On consideration whereof, It is the opinion of this Court that Question No. 1 must be answered in the affirmative and that Question No. 2 must be answered in the negative.

Whereupon, It is now here ordered by this Court that it be so certified to the said Court of Claims.

Per Mr. Justice Sutherland.

Dissenting: Mr. Chief Justice Hughes, Mr. Justice Van Devanter, and Mr. Justice Cardozo.

Thomas S. Williams, On a certificate from the

728 vs. Court of Claims.

The United States.

This cause came on to be heard on a certificate from the Court of Claims, and was argued by counsel.

On consideration whereof, It is the opinion of this Court that Questions No. 1 and 2 must be answered in the negative and that Question No. 3 must be answered in the affirmative.

Whereupon, It is now here ordered by this Court that it be so certified to the said Court of Claims.

Per Mr. Justice Sutherland.

Harold L. Ickes, Secretary of the Interior,

Petitioner, On writ of certiorari to the

767 vs. Court of Appeals of the

United States of America ex rel. District of Columbia.

Chestatee Pyrites & Chemical Corporation.

This cause came on to be heard on the transcript of the record from the Court of Appeals of the District of Columbia, and was argued by counsel.

On consideration whereof, It is now here ordered and adjudged by this Court that the judgment of the said Court of Appeals, in this cause be, and the same is hereby, reversed; and that this cause be, and the same is hereby, remanded to the said Court of Appeals for further proceedings in conformity with the opinion of this Court.

Per Mr. Justice Brandeis.

John H. Leighton, James A. McPherson,
Sue P. Leighton, et al.,
Petitioners,
735 vs.
The United States of America.

On writ of certiorari to the United States Circuit Court of Appeals for the Ninth Circuit.

This cause came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Ninth Circuit, and was argued by counsel.

On consideration whereof, It is ordered and adjudged by this Court that the judgment of the said United States Circuit Court of Appeals, in this cause, be, and the same is hereby, affirmed; and that this cause be, and the same is hereby, remanded to the District Court of the United States for the Northern District of California.

Per Mr. Justice McReynolds.

Benjamin F. Johnson,
Petitioner,
711 vs.
Manhattan Railway Company, et al.

On writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

This cause came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Second Circuit, and was argued by counsel.

On consideration whereof, It is ordered, adjudged, and decreed by this Court that the decree of the said United States Circuit Court of Appeals, in this cause, be, and the same is hereby, affirmed with costs; and that this cause be, and the same is hereby, remanded to the District Court of the United States for the Southern District of New York.

Per Mr. Justice Van Devanter,

The Chief Justice and Mr. Justice Brandeis did not hear the argument or participate in the decision.

Lillian Boehm,
Petitioner,
vs.
Manhattan Railway Company, et al.

On writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

721

This cause came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Second Circuit, and was argued by counsel.

On consideration whereof, It is ordered, adjudged, and decreed by this Court that the decree of the said United States Circuit Court of Appeals, in this cause, be, and the same is hereby, affirmed with costs; and that this cause be, and the same is hereby, remanded to the District Court of the United States for the Southern District of New York.

Per Mr. Justice Van Devanter.

The Chief Justice and Mr. Justice Brandeis did not hear the argument or participate in the decision.

Angelo Quercia,
Petitioner,
vs.
The United States of America.

On writ of certiorari to the United States Circuit Court of Appeals for the First Circuit.

701

This cause came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the First Circuit, and was argued by counsel.

On consideration whereof, It is ordered and adjudged by this Court that the judgment of the said United States Circuit Court of Appeals, in this cause, be, and the same is hereby, reversed; and that this cause be, and the same is hereby, remanded to the District Court of the United States for the District of Massachusetts for further proceedings in conformity with the opinion of this Court.

Per Mr. Chief Justice Hughes.

Conrad, Rubin & Lesser,

Petitioners, On writ of certiorari to the United

718 vs. States Circuit Court of Appeals for

Horace G. Pender, Trustee in the Second Circuit.

Bankruptcy.

This cause came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Second Circuit, and was argued by counsel.

On consideration whereof, It is ordered, adjudged, and decreed by this Court that the decree of the said United States Circuit Court of Appeals, in this cause, be, and the same is hereby, affirmed with costs; and that this cause be, and the same is hereby, remanded to the District Court of the United States for the Southern District of New York.

Per Mr. Chief Justice Hughes.

The Chief Justice announced the following order of the Court:

Carl A. Mueller,

Appellant, Appeal from the Supreme Court of the

941 vs. State of Illinois.

The People of the State of Illinois.

This cause came on to be heard on the transcript of the record from the Supreme Court of the State of Illinois, and was argued by counsel.

On consideration whereof, It is now here ordered and adjudged by this Court that the appeal herein be, and the same is hereby, dismissed for the want of jurisdiction.

Per Mr. Chief Justice Hughes.

The Chief Justice said:

"The other orders of the Court appear upon the list certified to by the Chief Justice and filed with the Clerk and will not be announced orally."

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In Re: Disbarment of Herman Woodward Winburn.

Order.

It having been suggested to the Court that Herman Woodward Winburn has been guilty of conduct unbecoming a member of the bar of this Court in that he made application for admission, and was admitted, to this bar as a member in good standing of the bar of the Supreme Court of the State of North Carolina without disclosing that he had been a member of the bar of the Supreme Court of the State of Louisiana under the name of Herman Winsberg and had, under that name and by virtue of his membership of that bar, a pending application for admission to the bar of this Court, and without disclosing that he had caused the cancellation of his license to practice as a member of the bar of the Supreme Court of the State of Louisiana in order to avoid disbarment proceedings based upon the charge of an offense involving moral turpitude,

And this Court, by order of April 17, 1933, having suspended the said Herman Woodward Winburn from the practice of the law before this Court and having directed the issue of a rule requiring the said Winburn to show cause why he should not be disbarred from the practice of the law in this Court upon the ground that he has been guilty of conduct unbecoming a member of the bar of this Court, as aforesaid,

And the said Winburn having filed return to the said rule and having requested the appointment of a committee of members of the bar of this Court to investigate his record,

It is ordered that the rule to show cause and return aforesaid, together with all papers which have been filed with the Clerk of this Court in relation to this matter, be, and the same are hereby, referred to Mr. George A. King, of Washington, District of Columbia; to Mr. Charles Frederick Wilson, of Washington, District of Columbia; and to Mr. Frederick W. McReynolds, of Washington, District of Columbia, as a committee of the bar of this Court, to make such inquiry into the matter as may be necessary or appropriate, and thereupon to make a report and recommendation respecting the final action to be taken herein by this Court conformably to Rule 2, par. 5, of the Rules of this Court.

Per Mr. Chief Justice Hughes.

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In re: Disbarment of Oscar C. Thomas,
Robert E. J. Whalen,
Sylvester L. McLaurin,
Abner Siegal,
Harry H. Hollander.

Order.

It having been shown to the Court that Oscar C. Thomas, Robert E. J. Whalen, Sylvester L. McLaurin, Abner Siegal and Harry H. Hollander, of Washington, District of Columbia, members of the bar of this Court, have been disbarred from the practice of the law by the Supreme Court of the District of Columbia,

And it appearing that by order of April 17, 1933, this Court suspended the said Oscar C. Thomas, Robert E. J. Whalen, Sylvester L. McLaurin, Abner Siegal and Harry H. Hollander from the practice of the law in this Court and directed that rules issue requiring these members of the Bar to show cause, under Rule 2, why they should not be disbarred from the further practice of the law in this Court,

And it appearing that said rules were duly issued and served upon each of said respondents; and the return day of said rules having passed and no return or answer to said rules having been filed by or in behalf of said respondents or any of them,

It is now here ordered that the said Oscar C. Thomas, Robert E. J. Whalen, Sylvester L. McLaurin, Abner Siegal and Harry H. Hollander be, and they are hereby, disbarred, and that their names be stricken from the roll of attorneys admitted to practice in this Court.

Per Mr. Chief Justice Hughes.

— Original.

Ex Parte: B. W. Lansdown and M. W. Lansdown and others, Petitioners.

On consideration of the motion for leave to file a petition for writ of mandamus herein,

It is ordered by this Court that the said motion be, and the same is hereby, denied, without prejudice to application to the United States Circuit Court of Appeals.

Per Mr. Chief Justice Hughes.

The State of Vermont,

Oratrix,

2, Original. vs.

The State of New Hampshire, Defendant.

Order.

Upon consideration of the statement of Edmund F. Trabue, Special Master herein, of the work done and time employed by him upon the above entitled cause, it is

Ordered that his compensation be fixed in the sum of Eighteen Thousand Dollars ($18,000), to be paid by the parties, in the proportions fixed by the decree for the payment of costs.

It is further ordered that the expenses of the Special Master, in the sum of Three Thousand Seven Hundred and Eighty-eight Dollars and Thirty-nine Cents ($3788.39) be, and the same are hereby allowed; that the payment of any part thereof by the parties in the proportions fixed by the decree for the division of costs is hereby confirmed, and that the balance be paid by the parties in the proportion fixed by the decree for the payment of costs.

Per Mr. Chief Justice Hughes.

States of Wisconsin, Minnesota, et al., Complainants,

5, Original. vs.

State of Illinois and the Sanitary District of Chicago, et al.

State of Michigan, Complainant,

8, Original. vs.

State of Illinois and the Sanitary District of Chicago, et al.

State of New York, Complainant,

9, Original. vs.

State of Illinois and the Sanitary District of Chicago, et al.

Order.

On consideration of the statement submitted by the Special Master in the above entitled causes as to the time employed, services rendered, and expenses paid and incurred on the reference of these causes under the order of this Court dated December 19, 1932,

It is now here ordered that the compensation and expenses of the Master be fixed and allowed as follows, as provided in paragraph seventh of the order of December 19, 1932, aforesaid:

As compensation of the Special Master, the sum of eight thousand dollars ($8,000); expenses paid by the Master, as itemized in his statement, the sum of two thousand eight hundred thirty-seven dollars and eleven cents ($2837.11); expenses incurred by the Master for stenographical and law clerical assistance, the sum of one thousand and thirty-seven dollars and fifty cents ($1037.50). The expense incurred by the Special Master for reporting the testimony and arguments is also allowed, this item to be taxed upon the submission of the reporter's bill bearing the approval of the Special Master.

It is further ordered that the compensation and expenses of the Master, as thus fixed and allowed, be, and they are hereby, taxed against the defendants in the above entitled causes, as provided in the decree of May 22, 1933.

Per Mr. Chief Justice Hughes.

State of New Jersey, Complainant,

13, Original. vs.

The City of New York.

Order for Hearing and Appointing a Special Master.

May 8, 1933, complainant filed its petition representing that the defendant has failed to take action necessary to comply with our decree entered December 7, 1931, (284 U.S. 585) and praying an order that defendant show cause why it should not be adjudged in contempt. On the same day defendant filed an application asserting its inability to comply with the decree within the time limited, and praying that the time for the taking effect of the injunction be extended from June 1, 1933, to April 1, 1934. It is ordered:

These applications will be heard November 6, 1933.

Edward K. Campbell is appointed Special Master, empowered to issue subpoenas for witnesses and to take the evidence that may be offered by the respective parties, and also such as he may deem necessary, to show: (1) What shall have been done by defendant, up to September 15, 1933, and the time reasonably required to enable it to comply with the decree; (2) The amounts that shall have been expended, subsequent to June 1, 1933, by New Jersey and its political subdivisions to prevent or lessen the defilement or pollution of the waters, shores or beaches within that State and the damages respectively sustained by them as a result of defendant's failure to comply with the decree.

The evidence shall be taken at such times and places as the Master, by notice to counsel, shall fix. And he is directed to report to the Court, not later than October 20, 1933, the evidence so taken together with his findings of fact thereon. His findings will be subject to consideration, revision or approval by the Court. When the report of the Special Master is filed the Clerk of the Court shall cause the same to be printed and the Court, without the filing of exceptions, will hear the parties thereon.

The Special Master shall be allowed his actual expenses and a reasonable compensation for his services to be fixed hereafter by the Court. The allowances to him, the compensation paid to his stenographic and clerical assistants, and the cost of printing his report shall be charged against and be borne by the parties in such proportion as the Court hereafter may direct.

If the appointment herein made of a Special Master is not accepted, or if the place becomes vacant during the recess of the Court, the Chief Justice shall have authority to make a new designation which shall have the same effect as if originally made by the Court herein.

Per Mr. Chief Justice Hughes.

Naumkeag Steam Cotton Company, Petitioner,
818 vs.
The United States.

On consideration of the motion for an extension of time within which to file a petition for rehearing in this cause, It is ordered by this Court that the said motion be, and the same is hereby, granted.

Per Mr. Chief Justice Hughes.

Bankers Pocahontas Coal Company, Petitioner,
104 vs.
Commissioner of Internal Revenue.

On consideration of the motion by counsel for the petitioner to modify the judgment in this cause, It is ordered by this Court that the said motion be, and the same is hereby, ddnied.

Per Mr. Chief Justice Hughes.

John Factor, Petitioner,
693 vs.
H. C. W. Laubenheimer, United States Marshal and Godfrey Haggard, his Britannic Majesty's Consul General.

This case is restored to the docket and assigned for reargument on Monday, October 9 next, upon all questions involved, including the question whether the offense charged is an extraditable offense under the Treaty of 1889, even if the offense does not constitute a crime under the law of the State of Illinois or under any acts of Congress. The attention of counsel is directed to the interpretation placed upon Article X of the treaty of 1842 by the Secretary of State of the United States, John C. Calhoun, shortly after the ratification of the Treaty (August 7, 1844, January 28, 1845, MSS. Inst. Gr. Br.), and also to the available diplomatic correspondence relating to Article X of the Treaty of 1842 and the Treaty of 1889.

Per Mr. Chief Justice Hughes.

Raymond J. Funkhouser, et al., etc., Appellants,
972 vs.
J. B. Preston Company, Inc.

In this case probable jurisdiction is noted. The motion to dismiss is denied.

Per Mr. Chief Justice Hughes.

City Bank Farmers Trust Company, Executor, etc., Appellant,
989 vs.
William A. Schnader, Attorney General, etc., et al.

In this case probable jurisdiction is noted.

Per Mr. Chief Justice Hughes.

Life & Casualty Insurance Company, Appellant,
994 vs.
Ossie McCray.

Further consideration of the question of the jurisdiction of this court in this case, and of the motion to dismiss or affirm is postponed to the hearing of the case on the merits.

Per Mr. Chief Justice Hughes.

Sarah Elizabeth Stringfellow, a widow, Petitioner,
971 vs.
Atlantic Coast Line Railroad Company.

On consideration of the motion for leave to proceed further herein in forma pauperis,

It is ordered by this Court that the said motion be, and the same is hereby, granted. The Clerk is directed to cause the petition and record to be printed. The petitioner shall serve copies thereof upon the respondent or its counsel within 10 days after such printing and the respondent may have 20 days after such service within which to file briefs opposing the petition.

Per Mr. Chief Justice Hughes.

J. J. Nathanson, Petitioner,
915 vs.
The United States of America.

Order allowing certiorari.

The petition herein for a writ of certiorari to the United States Circuit Court of Appeals for the Third Circuit is granted, and the case is assigned for argument on Monday, October 9 next, after the case heretofore assigned for that day.

And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

Charles A. Shepard, Petitioner,
942 vs.
The United States of America.

Order allowing certiorari.

The petition herein for a writ of certiorari to the United States Circuit Court of Appeals for the Tenth Circuit is granted, and the case is assigned for argument on Monday, October 9 next, after the cases heretofore assigned for that day.

And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

The United States of America, as Trustee and Guardian of the Different Tribes and Bands of the Quinaielt & Quillehute Indians, et al. Petitioners,
874 vs.
H. S. McGowan, Bakers Bay Fish Company and the State of Washington.

Order allowing certiorari.

The petition herein for a writ of certiorari to the United States Circuit Court of Appeals for the Ninth Circuit is granted. And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

The United States of America, as Trustee and Guardian of the Different Tribes and Bands of the Quinaielt & Quillehute Indians, et al., Petitioners,

875 vs.

Bakers Bay Fish Company and the State of Washington.

Order allowing certiorari.

The petition herein for a writ of certiorari to the United States Circuit Court of Appeals for the Ninth Circuit is granted. And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

The United States of America, Petitioner,

900 vs.

F. H. Reily.

Order allowing certiorari.

The petition herein for a writ of certiorari to the United States Circuit Court of Appeals for the Tenth Circuit is granted. And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

The John K. & Catherine S. Mullen Benevolent Corporation, Petitioner,

903 vs.

The United States of America.

Order allowing certiorari.

The petition herein for a writ of certiorari to the United States Circuit Court of Appeals for the Ninth Circuit is granted. And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

Keystone Driller Company, Petitioner,
908 vs.
General Excavator Company.

Order allowing certiorari.

The petition herein for a writ of certiorari to the United States Circuit Court of Appeals for the Sixth Circuit is granted. And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

Keystone Driller Company, Petitioner,
909 vs.
General Excavator Company.

Order allowing certiorari.

The petition herein for a writ of certiorari to the United States Circuit Court of Appeals for the Sixth Circuit is granted. And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

Keystone Driller Company, Petitioner,
910 vs.
The Osgood Company.

Order allowing certiorari.

The petition herein for a writ of certiorari to the United States Circuit Court of Appeals for the Sixth Circuit is granted. And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

Keystone Driller Company,
Petitioner,
911 vs.
The Osgood Company.

Order allowing certiorari.
The petition herein for a writ of certiorari to the United States Circuit Court of Appeals for the Sixth Circuit is granted. And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

Harold T. Griswold, W. W. S. Carpenter and Laird Bell, Executors of the Estate of William H. Redington, Deceased, Petitioners,
912 vs.
Commissioner of Internal Revenue.

Order allowing certiorari.
The petition herein for a writ of certiorari to the United States Circuit Court of Appeals for the Seventh Circuit is granted. And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

First National Bank of Cincinnati and International Heater Co.,
Petitioners,
962 vs.
Rudolph B. Flersheim, Charles O. Cornell, John H. Walters, et al., etc.

Order allowing certiorari.
The petition herein for a writ of certiorari to the United States Circuit Court of Appeals for the Third Circuit is granted. And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

First National Bank of Cincinnati and International Heater Co., Petitioners, vs. Rudolph B. Flersheim, Charles O. Cornell, John H. Walters, et al., etc.

963

Order allowing certiorari.

The petition herein for a writ of certiorari to the United States Circuit Court of Appeals for the Third Circuit is granted. And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

Amy Arzt and Josephine Ramsey, Petitioners, vs. Rudolph B. Flersheim, Charles O. Cornell, John H. Walters, et al., etc.

964

Order allowing certiorari.

The petition herein for a writ of certiorari to the United States Circuit Court of Appeals for the Third Circuit is granted. And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

Lily Clapier, Petitioner, vs. Rudolph B. Flersheim, Charles O. Cornell, John H. Walters, et al., etc.

965

Order allowing certiorari.

The petition herein for a writ of certiorari to the United States Circuit Court of Appeals for the Third Circuit is granted. And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

L. M. Dakin (Successor to A. M. Anderson), as Receiver of the First National Bank of St. Petersburg, Petitioner, vs. Taver Bayly, as Liquidator of the Peoples Bank of Clearwater.	Order allowing certiorari. The petition herein for a writ of certiorari to the United States Circuit Court of Appeals for the Fifth Circuit is granted. And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.
930	Per Mr. Chief Justice Hughes.
David Burnet, Commissioner of Internal Revenue, Petitioner, vs. Julia Butterworth, Henry W. Butterworth and Girard Trust Company, Trustees, etc.	Order allowing certiorari. The petition herein for a writ of certiorari to the United States Circuit Court of Appeals for the Third Circuit is granted. And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.
976	Per Mr. Chief Justice Hughes.
David Burnet, Commissioner of Internal Revenue, Petitioner, vs. Fidelity-Philadelphia Trust Company, Trustee Under the Will of William L. DuBois, Deceased.	Order allowing certiorari. The petition herein for a writ of certiorari to the United States Circuit Court of Appeals for the Third Circuit is granted. And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.
977	Per Mr. Chief Justice Hughes.

David Burnet, Commissioner of Internal Revenue, Petitioner,
978 vs.
Frank Pardee, Ario Pardee and Girard Trust Company, Trustees Under the Will of Calvin Pardee.

Order allowing certiorari.
The petition herein for a writ of certiorari to the United States Circuit Court of Appeals for the Third Circuit is granted. And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

David Burnet, Commissioner of Internal Revenue, Petitioner,
979 vs.
Title Guarantee Loan & Trust Company, as Trustee of the Estate of J. H. Woodward.

Order allowing certiorari.
The petition herein for a writ of certiorari to the United States Circuit Court of Appeals for the Fifth Circuit is granted. And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

William A. Schroeder, Petitioner,
943 vs.
State of Wisconsin.

On consideration of the motion to diminish the record in this cause, It is ordered by this Court that the said motion be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

William A. Schroeder,
Petitioner,
vs.
State of Wisconsin.

943

On petition for writ of certiorari to the Supreme Court of the State of Wisconsin.

On consideration of the petition for a writ of certiorari herein to the Supreme Court of the State of Wisconsin, and of the argument of counsel thereupon had,

It is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

France and Canada Cie Francaise
De Navigation,
Petitioner,
vs.
The United States.

697

On petition for writ of certiorari to the Court of Claims.

On consideration of the petition for a writ of certiorari herein to the Court of Claims and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Stephen J. Richards,
Petitioner,
vs.
The United States of America.

880

On petition for writ of certiorari to the United States Circuit Court of Appeals for the First Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the First Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Herbert D. Robinson, Executor of the
Estate of Bernard Wurzburger,
Petitioner,
882 vs.
Commissioner of Internal Revenue.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Sixth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Sixth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Robert Carnahan,
Petitioner,
889 vs.
The United States of America.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Eighth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Eighth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

John P. H. Chandler,
Petitioner,
901 vs.
John H. Field, Collector of Internal Revenue.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the First Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the First Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Frank James Thompson, Petitioner, vs. The United States of America. 902

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Fourth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Fourth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Gulf, Mobile and Northern Railroad Company, et al., Petitioners, vs. Mrs. Sadie Wood, Administratrix of the Estate of Terry Wood, Deceased. 907

On petition for writ of certiorari to the Supreme Court of the State of Mississippi.

On consideration of the petition for a writ of certiorari herein to the Supreme Court of the State of Mississippi, and of the argument of counsel thereupon had,

It is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Patrick J. Commerford, Petitioner, vs. The United States of America. 914

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Second Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Missouri Pacific Railroad Company, Petitioner, vs. Ben F. Morrison. — On petition for writ of certiorari to the Supreme Court of the State of Arkansas.

918

On consideration of the petition for a writ of certiorari herein to the Supreme Court of the State of Arkansas, and of the argument of counsel thereupon had,

It is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Vourdon H. Fricke, Petitioner, vs. Morris J. Levin, Trustee in Bankruptcy of the Estate of Clarence Joseph Jones, Bankrupt. — On petition for writ of certiorari to the United States Circuit Court of Appeals for the Eighth Circuit.

920

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Eighth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Societa Anonima Cantiere Olivo, Petitioner, vs. Federal Insurance Company and the National City Bank of New York. — On petition for writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

921

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Second Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Alfred Martin, William J. Sandberg and Visible Records Equipment Company, Petitioners, vs. H. C. Miller Company.

923 — On petition for writ of certiorari to the United States Circuit Court of Appeals for the Seventh Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Seventh Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

William Horwitz and Manuel C. Guerra, Petitioners, vs. The United States of America.

925 — On petition for writ of certiorari to the United States Circuit Court of Appeals for the Fifth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Fifth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

The Greylock Mills, Petitioner, vs. Thomas W. White, Collector of Internal Revenue.

928 — On petition for writ of certiorari to the United States Circuit Court of Appeals for the First Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the First Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Alexander Film Company,
Petitioner,
933 vs.
H. L. Ligon.

On petition for writ of certiorari to the Supreme Court of the State of Texas.

On consideration of the petition for a writ of certiorari herein to the Supreme Court of the State of Texas, and of the argument of counsel thereupon had,

It is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

The People of the State of Illinois, ex rel. George F. Koester, Jr.,
Petitioner,
937 vs.
Board of Appeals of Cook County, Illinois.

On petition for writ of certiorari to the Supreme Court of the State of Illinois.

On consideration of the petition for a writ of certiorari herein to the Supreme Court of the State of Illinois, and of the argument of counsel thereupon had,

It is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

George F. Koester, Jr.,
Petitioner,
938 vs.
Joseph B. McDonough, County Treasurer and ex-officio County Collector of Cook County, Illinois.

On petition for writ of certiorari to the Supreme Court of the State of Illinois.

On consideration of the petition for a writ of certiorari herein to the Supreme Court of the State of Illinois, and of the argument of counsel thereupon had,

It is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

B. A. Baldwin and T. A. Cargill,
Trading as Baldwin & Cargill,
Petitioners,
944 vs.
Texas & New Orleans Railroad Company.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Fifth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Fifth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

The Safe Cabinet Company,
Petitioner,
945 vs.
The Globe-Wernicke Company.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Seventh Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Seventh Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

The Texas & Pacific Railway Company, et al.,
Petitioners,
947 vs.
Smith Brothers, Incorporated.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Fifth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Fifth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

The Union Railway Company of New York City,

Petitioner,

952 vs.

Howard Jensen.

On petition for writ of certiorari to the Supreme Court of the State of New York.

On consideration of the petition for a writ of certiorari herein to the Supreme Court of the State of New York, and of the argument of counsel thereupon had,

It is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Southern Railway Company,

Petitioner,

958 vs.

Mary Elizabeth Colonna (Formerly Mary Elizabeth Hermans) Administratrix of the Estate of Leo Antone Hermans, Deceased.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Fourth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Fourth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Fidelity-Phenix Fire Insurance Company of New York, et al.,

Petitioners,

961 vs.

Benedict Coal Corporation.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Fourth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Fourth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Karl Foley, Petitioner,
973 vs.
The United States of America.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Fifth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Fifth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Yenkichi Ito, Petitioner,
981 vs.
The United States of America.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Ninth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Ninth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Augustine Friscia, Peter Friscia, Mario Perla and Lewis Puglisi, Petitioners,
984 vs.
The United States of America.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Fifth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Fifth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

New York Life Insurance Company,
Petitioner,
926 vs.
Mary Kwetkauskas.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Third Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Third Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Sun Life Assurance Company of Canada, and Benefit Association of Railway Employees,
Petitioners,
953 vs.
Emma D. Jensma.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Ninth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Ninth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Finance Service Company,
Petitioner,
980 vs.
Irving Trust Company, as Trustee in Bankruptcy of Walter Furniture Co., Inc.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Second Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Dave Dolff and Mike Meyers,
Petitioners,
988 vs.
The United States of America.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Seventh Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Seventh Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

John Jeznis and Constance Mack,
Petitioners,
1002 vs.
The United States of America.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Third Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Third Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Harry Kaufman,
Petitioner,
931 vs.
The Penn Mutual Life Insurance Company.

On petition for writ of certiorari to the Court of Appeals of the District of Columbia.

On consideration of the petition for a writ of certiorari herein to the Court of Appeals of the District of Columbia, and of the argument of counsel thereupon had,

It is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Angelo Quercia,

Petitioner,

701 vs.

The United States of America.

On consideration of the motion of counsel for the respondent to have the mandate in this case issued forthwith, It is ordered by this Court that the said motion be, and the same is hereby, granted.

Per Mr. Chief Justice Hughes.

Order.

All cases submitted and all business before the Court at this term having been disposed of,

It is ordered by this Court that all cases on the docket be, and they are hereby, continued to the next term.

Per Mr. Chief Justice Hughes.

Proclamation being made the Court is adjourned to the time and place appointed by law.

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At the Capitol of the United States, in the City of Washington, and District of Columbia, being the present Seat of the National Government of the United States, on the first Monday of October (being the 2nd day of the same month) in the year of our Lord one thousand, nine hundred and thirty-three and of the Independence of the United States the one hundred and fifty-eighth, The Supreme Court of the United States met agreeably to law.

PRESENT:

The Honorable Charles E. Hughes, Chief Justice,
Willis Van Devanter,
James C. McReynolds,
Louis D. Brandeis,
George Sutherland, Associate Justices.
Pierce Butler,
Harlan F. Stone,
Owen J. Roberts,
Benjamin N. Cardozo
Frank K. Green, Esquire, Marshal,
Charles Elmore Cropley, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. Walter John King, It is ordered that Michael Halperin, Esquire, of New York City, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Solicitor General Biggs, It is ordered that William Stanley, Esquire, of Laurel, State of Maryland, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Solicitor General Biggs, It is ordered that George C. Sweeney, Esquire, of Gardner, State of Massachusetts, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Solicitor General Biggs, It is ordered that Angus D. MacLean, Esquire, of Washington, State of North Carolina, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Frank J. Wideman, It is ordered that Jas. W. Morris, Esquire, of Tampa, State of Florida, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Walter John King, It is ordered that Irving Lemov, Esquire, of New York City, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Robert N. Miller, It is ordered that Elmo H. Conley, Esquire, of Los Angeles, State of California, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Charles B. McInnis, It is ordered that Jordan R. Bentley, Esquire, of Washington, District of Columbia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Charles B. McInnis, It is ordered that Alvin Gerlack, Esquire, of San Francisco, State of California, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Gregory Hankin, It is ordered that Richard J. Mackey, Esquire, of New York City, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Patrick H. Longhran, It is ordered that Stanislaus A. Riley, Esquire, of San Francisco, State of California, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Clarence B. Des Jardine, It is ordered that Herbert H. Dyke, Esquire, of New York City, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. William W. Spalding, It is ordered that John F. Reinhardt, Esquire, of Kansas City, State of Missouri, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Frank K. Nebeker, It is ordered that Russell C. Lucas, Esquire, of Salt Lake City, State of Utah, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Frank J. Staley, It is ordered that Thomas F. Mount, Esquire, of Philadelphia, State of Pennsylvania, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. John T. Vance It is ordered that Ethelbert Warfield, Esquire, of New York City, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. J. F. T. O'Connor, It is ordered that John A. Jorgenson, Esquire, of Los Angeles, State of California, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Frank J. Staley, It is ordered that Stanley J. Wallace, Esquire, of Erie, State of Pennsylvania, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. J. Harry Covington, It is ordered that Henry J. Smith, Esquire, of New York City, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. J. Harry Covington, It is ordered that James Morgan Sheen, Esquire, of New York City, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Kenneth McKellar, It is ordered that Tyler Berry, Esquire, of Franklin, State of Tennessee, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. W. A. Ayres, It is ordered that Carroll Walker, Esquire, of Frankfort, State of Kansas, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Norma Hardy Britton, It is ordered that Florence E. Moore, of St. Johnsbury, State of Vermont, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Samuel Jacob Kaufman, It is ordered that Maurice J. Zucker, Esquire, of Newark, State of New Jersey, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Samuel Jacob Kaufman, It is ordered that Louis D. Goldberg, Esquire, of Newark, State of New Jersey, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Dwight L. Savage, It is ordered that Miss Ollie Collins, of Rogers, State of Arkansas, be admitted to practice as an Attorney and Counsellor of this Court, and she was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Kenneth McKellar, It is ordered that Moreau P. Estes, Esquire, of Nashville, State of Tennessee, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

The Arrow-Hart & Hegeman Electric Company, Petitioner,
363 vs.
Federal Trade Commission.

On consideration of the motion of Mr. Solicitor General Biggs to defer for thirty days the consideration of the petition for writ of certiorari in this cause,

It is ordered by the Court that the said motion be, and the same is hereby, granted.

Per Mr. Chief Justice Hughes.

— Original. Ex Parte: Herman K. Heussler and Joseph F. Ott, Petitioners.	The motion for leave to file petition for writ of mandamus was submitted to the consideration of the Court by Mr. Challen B. Ellis on behalf of counsel for petitioners.
— Original. Ex Parte: W. Bissell Thomas, et al., Petitioners.	The motion for leave to file petition for writ of mandamus was submitted to the consideration of the Court by Mr. W. Bissell Thomas for the petitioners.
— Original. Ex Parte: Edmond C. Fletcher, Petitioner.	The motion for leave to file petition for writ of mandamus was submitted to the consideration of the Court by Mr. Edmond C. Fletcher, pro se.
State of Montana, Board of Railroad Commissioners, et al., etc., Appellants, 222 vs. The United States of America, et al.	The motion to advance this cause was submitted to the consideration of the Court by Mr. John E. Benton for the appellants.
— Original. Ex Parte: State of Colorado, Petitioner.	The motion for leave to file petition for writ of mandamus herein was submitted to the consideration of the Court by Mr. Paul P. Prosser for the petitioner.
— [illegible]. In Re Disbarment of Herman Woodward Winburn.	The report of the Committee of the Bar was presented by Mr. George A. King.

The Life & Casualty Insurance Company,

Petitioner,

66 vs.

The City of Florala, Alabama, et al.

On consideration of the motion by counsel for the petitioner for leave to file an additional brief in this cause,

It is ordered by the Court that the said motion be, and the same is hereby, granted.

Per Mr. Chief Justice Hughes.

The State of Vermont, Complainant,

2, Original. vs.

The State of New Hampshire.

Proposed forms of decree herein were presented to the Court.

The State of Wisconsin, et al., Complainants,

5, Original. vs.

The State of Illinois, et al.;

State of Michigan, et al., Complainants,

7, Original. vs.

The State of Illinois, et al.;

State of New York, et al., Complainants,

8, Original. vs.

The State of Illinois, et al.

The semiannual report of the defendant Sanitary District was presented to the Court.

The State of Wisconsin, et al., Complainants,

5, Original. vs.

The State of Illinois, et al.

The State of Michigan, et al., Complainants,

7, Original. vs.

The State of Illinois, et al.;

The State of New York, et al., Complainants,

8, Original. vs.

The State of Illinois, et al.

The report of the defendant, The State of Illinois, was presented to the Court.

The State of Louisiana, Complainant,

6, Original. vs.

The State of Mississippi.

The report of the Commissioner as to work done, time employed, and expenses incurred, was presented to the Court.

Commonwealth of Kentucky, Complainant,

10, Original. vs.

The State of Indiana.

Report No. 7 of the defendant, State of Indiana, was presented to the Court.

R. C. Cobb, H. C. Curtis, et al., appellants,

70 vs.

Department of Public Utilities of the State of Washington, et al.

This case was reported to the Court for failure to comply with the rules.

Emanuel Baer, Petitioner, On petition for writ of certiorari

157 vs. to the United States Circuit Court

Bena Hexter Askenase and David B. Hexter. of Appeals for the Second Circuit.

It appearing to the Court that a motion of counsel for the petitioners to dismiss the petition for writ of certiorari in this cause has been filed;

Therefore, in pursuance of said motion, it is ordered that the petition for writ of certiorari in this cause be, and the same is hereby, dismissed.

Per Mr. Chief Justice Hughes.

The Chief Justice said:

"The Court will now adjourn to meet upon Monday, next, October 9, when arguments in cases especially set and cases on the regular docket will be commenced. The Court will thus be enabled to devote time during the next week to the disposition of petitions for certiorari which have been distributed."

Proclamation being made the Court is adjourned until Monday, October 9 next, at 12 o'clock.

Pursuant to adjournment the Court met at the Capitol.

PRESENT:

The Honorable Charles E. Hughes, Chief Justice,
Willis Van Devanter,
James C. McReynolds,
Louis D. Brandeis,
George Sutherland, Associate Justices.
Pierce Butler,
Harlan F. Stone,
Owen J. Roberts,
Benjamin N. Cardozo,
Frank K. Green, Esquire, Marshal,
Charles Elmore Cropley, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. Philip Mauro, It is ordered that L. Stanley Ford, Esquire, of Cleveland, State of Ohio, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Philip Mauro, It is ordered that J. M. Muth, Esquire, of Dennison, State of Ohio, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Frederick A. Thuss, It is ordered that Louis C. Greenwood, Esquire, of Canton, State of Ohio, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. C. L. Kagey, It is ordered that Lloyd M. Kagey, Esquire, of Wichita, State of Kansas, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Northcutt Ely, It is ordered that Claude E. Wakefield, Esquire, of Seattle, State of Washington, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. James J. Lenihan, It is ordered that Wm. A. VanSicklen, Esquire, of Balboa, Canal Zone, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Chester J. Gerkin, It is ordered that Charles P. Pfarrer, Esquire, of Dayton, State of Ohio, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Joseph C. Fehr, It is ordered that Francis T. White, Esquire, of Brooklyn, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Dean Hill Stanley, It is ordered that George Henry Toole, Esquire, of Boston, State of Massachusetts, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. William W. Bride, It is ordered that B. G. Watson, Esquire, of Columbus, State of Ohio, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. William W. Bride, It is ordered that Cable M. Gibson, Esquire, of Columbus, State of Ohio, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. William D. Mitchell, It is ordered that M. Brian Holland, Esquire, of Philadelphia, State of Pennsylvania, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. William D. Mitchell, It is ordered that George H. Craven, Esquire, of New York City, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Henry A. Schweinhart, It is ordered that Claude M. Houchins, Esquire, of Louisiana, State of Missouri, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. William W. Bride, It is ordered that Roy M. Sayre, Esquire, of Los Angeles, State of California, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. William W. Bride, It is ordered that Ralph D. Paonessa, Esquire, of Los Angeles, State of California, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Samuel T. Ansell, It is ordered that Charles Leland Bagley, Esquire, of Los Angeles, State of California, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Claude R. Porter, It is ordered that Chauncey A. Weaver, Esquire, of Des Moines, State of Iowa, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. James S. Y. Ivins, It is ordered that O. R. Folsom-Jones, Esquire, of Washington, District of Columbia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. William L. Hill, It is ordered that Curtis L. Waller, Esquire, of Tallahassee, State of Florida, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

The Chief Justice announced the following orders of the Court:

Jack Lewis, Inc.,
Appellant,
138 vs.
Mayor and City Council of Baltimore, et al., etc.

Appeal from the Court of Appeals of the State of Maryland.

This cause came on to be heard on the transcript of the record from the Court of Appeals of the State of Maryland, and on motion to dismiss which was argued by counsel.

On consideration whereof, It is now here ordered by this Court that the motion to dismiss the appeal herein be, and the same is hereby, granted.

And it is further ordered that the appeal herein be, and the same is hereby, dismissed for the want of a substantial Federal question.

Per Mr. Chief Justice Hughes.

First Union Trust and Savings Bank, Trustee, Petitioner,
184 vs.
Consumers Company, Goodrich Transit Company, George F. Getz, et al., etc.

Order allowing certiorari.

The petition herein for a writ of certiorari to the United States Circuit Court of Appeals for the Seventh Circuit is granted. And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

First Union Trust and Savings
Bank, Trustee, Petitioner,
184 vs.
Consumers Company, Goodrich Transit
Company, et al., etc.

On consideration of the suggestion of the respondent of a diminution of the record and of the motion for writ of certiorari to correct the same,
It is ordered by this Court that such writ be, and it is hereby, granted.

Per Mr. Chief Justice Hughes.

First Union Trust and Savings
Bank, Trustee, Petitioner,
184 vs.
Consumers Company, Goodrich Transit
Company, George F. Getz, et al., etc.

On writ of certiorari to the United States Circuit Court of Appeals for the Seventh Circuit.

This cause came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Seventh Circuit, and was argued by counsel.

On consideration whereof, It is ordered, adjudged, and decreed by this Court that the decree of the said United States Circuit Court of Appeals, in this cause, be, and the same is hereby, reversed without costs to either party; and that this cause be, and the same is hereby, remanded to the District Court of the United States for the Northern District of Illinois with direction to vacate the orders appealed from and to dismiss the proceedings as moot.

Per Mr. Chief Justice Hughes.

Dewey R. Hunt,
Appellant,
189 vs.
The State of Texas.

On consideration of the motion of the appellant for leave to file statement as to jurisdiction,
It is ordered by this Court that the said motion be, and the same is hereby granted.

Per Mr. Chief Justice Hughes.

Dewey H. Hunt,

Appellant,

189 vs.

The State of Texas.

Appeal from the Court of Criminal Appeals of the State of Texas.

This cause came on to be heard on the transcript of the record from the Court of Criminal Appeals of the State of Texas, and was argued by counsel.

On consideration whereof, It is now here ordered and adjudged by this Court that the appeal herein be, and the same is hereby, dismissed for the want of jurisdiction.

Per Mr. Chief Justice Hughes.

Dewey H. Hunt,

Appellant,

189 vs.

The State of Texas.

Appeal from the Court of Criminal Appeals of the State of Texas.

Treating the appeal papers herein from the Court of Criminal Appeals of the State of Texas as an application for a writ of certiorari;

On consideration whereof, It is ordered by this Court that the said application for writ of certiorari be, and the same is hereby, denied.

Per Mr.Chief Justice Hughes.

Emma Miller, Roland Miller, Victor A. Miller, et al.,

Appellants,

339 vs.

The Board of County Commissioners of the City and County of Denver and the City and County of Denver.

Appeal from the Supreme Court of the State of Colorado.

This cause came on to be heard on the transcript of the record from the Supreme Court of the State of Colorado, and was argued by counsel.

On consideration whereof, It is now here ordered and adjudged by this Court that the appeal herein be, and the same is hereby, dismissed for the want of jurisdiction.

Per Mr. Chief Justice Hughes.

Emma Miller, Roland Miller, Victor
A. Miller, et al., Appellants,
339 vs.
The Board of County Commissioners of
the City and County of Denver and the
City and County of Denver.

Appeal from the Supreme Court of the State of Colorado.

Treating the appeal papers herein from the Supreme Court of the State of Colorado as an application for a writ of certiorari;

On consideration whereof, it is ordered by this Court that the said application for writ of certiorari be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Carroll E. Diven, Executor of the
Estate of John H. Sieling, Deceased,
et al., Appellants,
366 vs.
Anna A. Sieling.

On consideration of the motion for leave to proceed further herein in forma pauperis,

It is ordered by this Court that the said motion be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Carroll E. Diven, Executor of the
Estate of John H. Sieling, Deceased,
and Rose A. Sieling, Appellants,
366 vs.
Anna A. Sieling.

Appeal from the Court of Appeals of the State of Maryland.

This cause came on to be heard on the transcript of the record from the Court of Appeals of the State of Maryland, and on motion to dismiss or affirm which was argued by counsel.

On consideration whereof, It is now here ordered by this Court that the motion to dismiss the appeal herein be, and the same is hereby, granted.

And it is further ordered that the appeal herein be, and the same is hereby, dismissed for the want of jurisdiction.

Per Mr. Chief Justice Hughes.

Carroll E. Diven, Executor of the
Estate of John H. Sieling, Deceased,
and Rose A. Sieling,
Appellants,
366 vs.
Anna A. Sieling.

Appeal from the Court of Appeals of the State of Maryland.

Treating the appeal papers herein from the Court of Appeals of the State of Maryland as an application for a writ of certiorari;

On consideration whereof, it is ordered by this Court that the said application for writ of certiorari be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Carrie B. Aker,
Appellant,
404 vs.
Leslie J. Aker and Dora M. Aker.

On consideration of the motion for leave to proceed further herein in forma pauperis,

It is ordered by this Court that the said motion be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Carrie B. Aker,
Appellant,
404 vs.
Leslie J. Aker and Dora M. Aker.

Appeal from the Supreme Court of the State of Idaho.

This cause came on to be heard on the transcript of the record from the Supreme Court of the State of Idaho, and on motion to dismiss or affirm which was argued by counsel.

On consideration whereof, It is now here ordered by this Court that the motion to dismiss the appeal herein be, and the same is hereby, granted.

And it is further ordered that the appeal herein be, and the same is hereby, dismissed for the want of jurisdiction.

Per Mr. Chief Justice Hughes.

Carrie B. Aker,

Appellant, Appeal from the Supreme Court of the

434 vs. State of Idaho.

Leslie J. Aker and Dora M. Aker.

Treating the appeal papers herein from the Supreme Court of the State of Idaho as an application for a writ of certiorari;

On consideration whereof, it is ordered by this Court that the said application for writ of certiorari be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Spur Distributing Company,

Appellant, Appeal from the Supreme Court of the

426 vs. State of Tennessee.

R. C. Lindsey, County Court Clerk.

This cause came on to be heard on the transcript of the record from the Supreme Court of the State of Tennessee, and was argued by counsel.

On consideration whereof, It is now here ordered and adjudged by this Court that the appeal herein be, and the same is hereby, dismissed for the want of a substantial Federal question.

Per Mr. Chief Justice Hughes.

R. C. Cobb, H. C. Curtis, and

A. H. Cramer,

Appellants, Appeal from the District Court of the

70 vs. United States for the Western District

Department of Public Utilities of of Washington.

the State of Washington, et al.

It appearing to the Court that counsel for the appellants in this cause have failed to comply with Rule 12, paragraph 1, and with Rule 13, paragraph 9, of the rules of this Court;

Therefore, it is ordered by this Court that the appeal herein be, and the same is hereby, dismissed with costs.

Per Mr. Chief Justice Hughes.

The Chief Justice said:

"The other orders of the Court appear upon the list certified to by the Chief Justice and filed with the clerk and will not be announced orally."

—

In re: Disbarment of Herman Woodward Winburn.

Order.

The report and recommendation of the committee of the bar of this Court appointed to act in this matter by order of May 29, 1933 is received and filed, and the committee is discharged with the thanks of the Court.

Per Mr. Chief Justice Hughes.

—

In re: Disbarment of Herman Woodward Winburn.

Order.

It having been suggested to the Court that Herman Woodward Winburn had been guilty of conduct unbecoming a member of the bar of this Court in that he had made application for admission, and was admitted, to this bar as a member in good standing of the bar of the Supreme Court of the State of North Carolina without disclosing that he had been a member of the bar of the Supreme Court of the State of Louisiana under the name of Herman Winsberg and had, under that name and by virtue of his membership of that bar, a pending application for admission to the bar of this Court, and without disclosing that he had caused the cancellation of his license to practice as a member of the bar of the Supreme Court of the State of Louisiana in order to avoid disbarment proceedings based upon the charge of an offense involving moral turpitude;

And this Court, by order of April 17, 1933, having suspended the said Herman Woodward Winburn from the practice of the law before this Court and having directed the issue of a rule requiring the said Winburn to show cause why he should not be disbarred from the practice of the law in this Court upon the ground that he had been guilty of conduct unbecoming a member of the bar of this Court, as aforesaid;

And the said Winburn, in his return to the said rule, having requested the appointment of a committee of members of the bar of this Court to investigate his record; and this Court having, by order of May 29, 1933, referred the rule to show cause and the return, together with all papers relating to the matter,

to Mr. George A. King, of Washington, District of Columbia, to Mr. Charles Frederick Wilson, of Washington, Districtof Columbia, and to Mr. Frederick W. McReynolds, of Washington, District of Columbia, as a committee of the bar of this Court, to make such inquiry into the matter as should be necessary or appropriate and thereupon to make a report and recommendation respecting the final action to be taken herein by this Court conformably to Rule 2, par. 5, of the Rules of this Court;

And the report and recommendation of the said committee having been received and filed, and it appearing therefrom that the committee has found that the said Herman Woodward Winburn is an unfit person to practice at the bar of this Court and that his admission to the bar of this Court was gained by a violation of the Rules of this Court, and the committee having recommended that the rule to show cause heretofore issued herein be made absolute and the respondent disbarred from the further practice of the law before the bar of this Court;

And the Court being of the opinion that the said Herman Woodward Winburn has been guilty of conduct unbecoming a member of the bar of this Court, and that he is an unfit person to practice at the bar of this Court,

Now, therefore, It is ordered that the said Herman Woodward Winburn, be, and he is hereby, disbarred from the further practice of the law in this Court, and that his name be, and it is hereby, stricken from the roll of attorneys admitted to practice before the bar of this Court.

Per Mr. Chief Justice Hughes.

In re: Disbarment of D. W. Buckner.

Order.

It having been shown to the Court that D. W. Buckner, a member of the bar of this Court, had been disbarred from the practice of the law in the Supreme Court of the State of Oklahoma; and this Court having issued its rule, April 24, 1933, directing the said Buckner to show cause, pursuant to Rule 2 of the Rules of this Court, why he should not be disbarred from the practice of the law in this Court; and the said rule to show cause having been duly issued and served; and the rule day of the said rule having passed and no return or answer by or on behalf of the said Buckner having been received or filed;

It is now ordered that the said D. W. Buckner be, and he is hereby, disbarred from the further practice of the law in this Court, and that his name be, and it is hereby, stricken from the roll of attorneys admitted to practice before the bar of this Court.

—

In re: Disbarment of Edmond C. Fletcher.

Order.

It having been shown to the Court that Edmond C. Fletcher, a member of the bar of this Court, has been disbarred from the practice of the law in the Supreme Court of the District of Columbia;

It is ordered that the said Edmond C. Fletcher be, and he is hereby, suspended from the further practice of the law in this Court, and that a rule issue requiring the said Fletcher to show cause under Rule 2 why he should not be disbarred from the further practice of the law in this Court.

Per Mr. Chief Justice Hughes.

— Original.

Ex parte: W. Bissell Thomas, et al., Petitioners.

Order.

A rule is ordered to issue requiring the respondents to show cause why leave to file the petition for writ of mandamus herein should not be granted, returnable on Monday, November 6th next.

Per Mr. Chief Justice Hughes.

— Original.

Ex Parte: Adele T. Salisbury, Petitioner.

On consideration of the motion for leave to file a petition for writ of mandamus herein,

It is ordered by this Court that the said motion be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

— Original.

Ex Parte: Herman K. Heussler and Joseph F. Ott, Petitioners.

On consideration of the motion for leave to file a petition for writ of mandamus herein,

It is ordered by this Court that the said motion be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

— Original.

Ex Parte: The State of Colorado, Petitioner.

On consideration of the motion for leave to file a petition for writ of mandamus herein,

It is ordered by this Court that the said motion be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

— Original.

Ex Parte: Edmond C. Fletcher, Petitioner.

On consideration of the motion for leave to file a petition for writ of mandamus herein,

It is ordered by this Court that the said motion be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

— Original.

Ex Parte: Jehudah Benjamin, Petitioner.

On consideration of the motion for leave to file a petition for writ of habeas corpus herein,

It is ordered by this Court that the said motion be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

— Original.

Ex Parte: Joseph Williams, Petitioner.

On consideration of the motion for leave to file a petition for writ of habeas corpus herein,

It is ordered by this Court that the said motion be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

— Original.

Ex Parte: Lloyd Rubin, Petitioner.

On consideration of the motion for leave to file a petition for writ of habeas corpus herein,

It is ordered by this Court that the said motion be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

— Original.

Ex Parte: Harry Jordon, Petitioner.

On consideration of the motion for leave to file a petition for writ of habeas corpus herein,

It is ordered by this Court that the said motion be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

— Original.

Ex Parte: Milford B. Martin, Petitioner.

On consideration of the motion for leave to file a petition for writ of habeas corpus herein,

It is ordered by this Court that the said motion be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

The State of Wisconsin, et al., Complainants,
5, Original. vs.
The State of Illinois, et al.

The State of Michigan, et al., Complainants,
7, Original. vs.
The State of Illinois, et al.

The State of New York, et al., Complainants,
8, Original. vs.
The State of Illinois, et al.

The semi-annual report of the defendant, Sanitary District of Chicago, dated July 1, 1933, is received and ordered filed.

Per Mr. Chief Justice Hughes.

Commonwealth of Kentucky, Complainant,

10, Original. vs.

State of Indiana, et al.

Report No. 7 of defendant, State of Indiana, is received and ordered filed.

Per Mr. Chief Justice Hughes.

Cullen Fuel Company, Inc., etc., Petitioner,

9 vs.

W. E. Hedger, Inc., Bailee ofCargo.

On consideration of the motion to pass this case,

It is ordered by this Court that the said motion be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Board of Supervisors of Harrison County, et al., Appellants,

41 vs.

Board of Supervisors of Pottawattamie County, et al.

On consideration of the motion to dismiss or affirm filed in this cause,

It is ordered by this Court that the said motion be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Larabee Flour Mills Company,
351 vs.
First National Bank of Dublin;

The First National Bank of St. Petersburg, Fla., et al.,
352 vs.
City of Miami.

It is ordered that these cases be advanced and assigned for argument on Monday, November 6, next after the cases heretofore assigned for that day.

Per Mr. Chief Justice Hughes.

Elinor Jorgensen, Petitioner,

408 vs.

M. W. Thornberg.

On consideration of the motion to consider the petition for writ of certiorari in this cause on typewritten papers,

It is ordered by this Court that the said motion be, and the same is hereby, granted. Per Mr. Chief Justice Hughes.

Western Canal Company, Petitioner,

801 O.T. 1932. vs.

Railroad Commission of the State of California.

On consideration of the motion for the return of the record in this cause,

It is ordered by this Court that the said motion be, and the same is hereby, granted. Per Mr. Chief Justice Hughes.

Norumbega Company, Appellant,

103 vs.

John J. Bennett, Jr., as an individual, etc.

In this case probable jurisdiction is noted.

Per Mr. Chief Justice Hughes.

The State Corporation Commission for the State of Kansas, et al., Appellants,

114 vs.

The Wichita Gas Company, et al.

In this case probable jurisdiction is noted.

Per Mr. Chief Justice Hughes.

Missouri Pacific Railroad Company, Appellant,

124 vs.

Hal Norwood, Attorney General of the State of Arkansas, et al.

In this case probable jurisdiction is noted.

Per Mr. Chief Justice Hughes.

Pigeon River Improvement, Slide & Boom County, Appellant,

126 vs.

Charles W. Cox, Ltd.

In this case probable jurisdiction is noted.

Per Mr. Chief Justice Hughes

Federal Compress & Warehouse Company, et al., Appellants,

166 vs.

E. R. McLean, Sheriff and Tax Collector, et al.

In this case probable jurisdiction is noted.

Per Mr. Chief Justice Hughes.

Puget Sound Power & Light Company, Appellant,

344 vs.

The City of Seattle.

In this case probable jurisdiction is noted.

Per Mr. Chief Justice Hughes.

Seattle Gas Company, Appellant,

359 vs.

The City of Seattle.

In this case probable jurisdiction is noted.

Per Mr. Chief Justice Hughes.

The Pacific Telephone and Telegraph Company, Appellant,

364 vs.

The City of Seattle, et al.

In this case probable jurisdiction is noted.

Per Mr. Chief Justice Hughes.

Standard Oil Company of California, Appellant,

347 vs.

The People of the State of California.

In this case probable jurisdiction is noted.

Per Mr. Chief Justice Hughes.

Trinityfarm Construction Company, Appellant,

355 vs.

Alice Lee Grosjean, Supervisor, etc.

In this case probable jurisdiction is noted.

Per Mr. Chief Justice Hughes.

The United States of America, et al., Appellants,

422 vs.

Illinois Central Railroad Company, et al.

In this case probable jurisdiction is noted.

Per Mr. Chief Justice Hughes.

H. Chassaniol, et al., Appellants,

428 vs.

City of Greenwood.

In this case probable jurisdiction is noted.

Per Mr. Chief Justice Hughes.

Ernest C. Atkins, Appellant,

293 vs.

Hertz Drivurself Stations, Inc.

Further consideration of the question of the jurisdiction of this Court in this case is postponed to the hearing of the case on the merits.

Per Mr. Chief Justice Hughes.

Kent-Coffey Manufacturing Company, Appellant,

294 vs.

A. J. Maxwell, Commissioner of Revenue, etc.

Further consideration of the question of the jurisdiction of this Court in this case is postponed to the hearing of the case on the merits.

Per Mr. Chief Justice Hughes.

S. M. Nickey, W. E. Nickey, et al., Appellants,

298 vs.

The State of Mississippi.

Further consideration of the question of the jurisdiction of this Court in this case is postponed to the hearing of the case on the merits.

Per Mr. Chief Justice Hughes.

P. F. Peterson Baking Company, et al., Appellants,

203 vs.

Charles W. Bryan, as Governor, etc.

In this case probable jurisdiction is noted. Further consideration of the motion to dismiss or affirm is postponed to the hearing of the case on the merits.

Per Mr. Chief Justice Hughes.

Hartford Accident & Indemnity Company, et al., Appellants,

239 vs.

N..O. Nelson Manufacturing Company, Assignee.

In this case probable jurisdiction is noted. Further consideration of the motion to dismiss or affirm is postponed to the hearing of the case on the merits.

Per Mr. Chief Justice Hughes.

State of Florida, Eugene S. Matthews, et al., Appellants,

342 vs.

The United States of America, et al.

In this case probable jurisdiction is noted. Further consideration of the motion to dismiss or affirm is postponed to the hearing of the case on the merits.

Per Mr. Chief Justice Hughes.

State of Montana, Board of Railroad Commissioners of the State of Montana, et al., etc., Appellants,

222 vs.

The United States of America, et al.

In this case probable jurisdiction is noted.

Per Mr. Chief Justice Hughes.

State of Montana, Board of Railroad Commissioners of the State of Montana, et al., etc., Appellants,

222 vs.

The United States of America, et al.

On consideration of the motion to advance this cause,

It is ordered by this Court that the said motion be, and the same is hereby, granted, and the case is assigned for argument on Monday, November 6, next after the cases heretofore assigned for that day.

Per Mr. Chief Justice Hughes.

Home Building and Loan Association, Appellant,

370 vs.

John H. Blaisdell, et al.

In this case probable jurisdiction is noted.

Per Mr. Chief Justice Hughes.

Home Building and Loan Association, Appellant,

370 vs.

John H. Blaisdell, et al.

On consideration of the motion to advance this cause,

It is ordered by this Court that the said motion be, and the same is hereby, granted, and the case is assigned for argument on Monday, November 6, next after the cases heretofore assigned for that day.

Per Mr. Chief Justice Hughes.

Benjamin F. Lindheimer, et al., Appellants,

440 vs.

Illinois Bell Telephone Company.

In this case probable jurisdiction is noted.

Per Mr. Chief Justice Hughes.

Benjamin F. Lindheimer, et al., Appellants,

440 vs.

Illinois Bell Telephone Company.

On consideration of the motion to advance this cause,

It is ordered by this Court that the said motion be, and the same is hereby, granted, and the case is assigned for argument on Monday, January 15, 1934.

Per Mr. Chief Justice Hughes.

Clark's Ferry Bridge Company, Appellant,

274 vs.

The Public Service Commission of the Commonwealth of Pennsylvania.

In this case probable jurisdiction is noted.

Per Mr. Chief Justice Hughes.

Clark's Ferry Bridge Company, Appellant,

274 vs.

The Public Service Commission of the Commonwealth of Pennsylvania.

On consideration of the motion to dismiss or affirm filed in this cause,

It is ordered by this Court that the said motion be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

M. D. Hicklin, Individually, etc., et al., Appellants,

94 vs.

J. C. Coney, et al.

Further consideration of the question of the jurisdiction of this Court in this case and of the motion to dismiss or affirm is postponed to the hearing of the case on the merits.

Per Mr. Chief Justice Hughes.

Hunter A. Gibbes, representing himself and other depositors, etc., Appellant,

117 vs.

Simpson J. Zimmerman, individually, etc., et al.

On consideration of the motion for leave to file the statement as to jurisdiction in this cause,

It is ordered by this Court that the said motion be, and the same is hereby, granted.

Per Mr. Chief Justice Hughes.

Hunter A. Gibbes, representing himself and other depositors, etc., Appellant,

117 vs.

Simpson J. Zimmerman, individually, etc., et al.

Further consideration of the question of the jurisdiction of this Court in this case and of the motion to dismiss or affirm is postponed to the hearing of the case on the merits.

Per Mr. Chief Justice Hughes.

The United States of America, Appellant,

162 vs.

Gregorio Chavez, et al.

Further consideration of the question of the jurisdiction of this Court in this case is postponed to the hearing of the case on the merits. The case is advanced and assigned for argument on Monday, November 6, next after the cases heretofore assigned for that day.

Per Mr. Chief Justice Hughes.

The United States of America, Appellant,

162 vs.

Gregorio Chavez, et al.

On consideration of the motion of the appellees for leave to proceed in forma pauperis in this cause,

It is ordered by this Court that the said motion be, and the same is hereby, granted.

Per Mr. Chief Justice Hughes.

J. M. Jannett and J. A. Skipper, Appellants,

163 vs.

Dan Hardie, as Sheriff of Dade County, Florida, etc.

On consideration of the motion for leave to file the statement as to jurisdiction in this cause,

It is ordered by this Court that the said motion be, and the same is hereby, granted.

Per Mr. Chief Justice Hughes.

J. M. Jannett and J. A. Skipper, Appellants,

168 vs.

Dan Hardie, as Sheriff of Dade County, Florida, etc.

Further consideration of the question of the jurisdiction of this Court in this case is postponed to the hearing of the case on the merits.

Per Mr. Chief Justice Hughes.

National Linen Service Corporation, etc., Appellant,

399 vs.

City of Lynchburg, et al.

On consideration of the motion for leave to file the statement as to jurisdiction in this cause,

It is ordered by this Court that the said motion be, and the same is hereby, granted.

Per Mr. Chief Justice Hughes.

National Linen Service Corporation, etc., Appellant,

399 vs.

City of Lynchburg, et al.

Further consideration of the question of the jurisdiction of this Court in this case is postponed to the hearing of the case on the merits.

Per Mr. Chief Justice Hughes.

William R. Mestice, Petitioner,

104 vs.

Ohrbach's Affiliated Stores, Inc.

On consideration of the motion for leave to proceed further herein in forma pauperis,

It is ordered by this Court that the said motion be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

William R. Mestice, Petitioner,

104 vs.

Ohrbach's Affiliated Stores, Inc.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Second Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Georgia M. Spruill, Petitioner,

154 vs.

Leo A. Rover.

On consideration of the motion for leave to proceed further herein in forma pauperis,

It is ordered by this Court that the said motion be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Georgia M. Spruill, Petitioner, vs. Leo A. Rover. — On petition for writ of certiorari to the Court of Appeals of the District of Columbia.

154

On consideration of the petition for a writ of certiorari herein to the Court of Appeals of the District of Columbia, and of the argument of counsel thereupon had,

It is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Georgia M. Spruill, Petitioner, vs. John P. McMahon and May H. Dickinson.

155

On consideration of the motion for leave to proceed further herein in forma pauperis,

It is ordered by this Court that the said motion be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Georgia M. Spruill, Petitioner, vs. John P. McMahon and May H. Dickinson. — On petition for writ of certiorari to the Court of Appeals of the District of Columbia.

155

On consideration of the petition for a writ of certiorari herein to the Court of Appeals of the District of Columbia, and of the argument of counsel thereupon had,

It is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

George Jackson, Petitioner,

198 vs.

Atlanta Goodwill Industries, Inc.

On consideration of the motion for leave to proceed further herein in forma pauperis,

It is ordered by this Court that the said motion be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

George Jackson, Petitioner,

198 vs

Atlanta Goodwill Industries, Inc.

On petition for writ of certiorari to the Court of Appeals of the State of Georgia.

On consideration of the petition for a writ of certiorari herein to the Court of Appeals of the State of Georgia, and of the argument of counsel thereupon had,

It is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Joseph James Jackson, Irving Murray, and Ralph Edward Holmes, Petitioners,

288 vs.

The United States of America.

On consideration of the motion for leave to proceed further herein in forma pauperis,

It is ordered by this Court that the said motion be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Joseph James Jackson, Irvin Murray and Ralph Edward Holmes, Petitioners,
288 vs.
The United States of America.

On petition for writ of certiorari to the Court of Appeals of the District of Columbia.

On consideration of the petition for a writ of certiorari herein to the Court of Appeals of the District of Columbia, and of the argument of counsel thereupon had,

It is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

David Threatt, Petitioner,
304 vs.
The United States.

On consideration of the motion for leave to proceed further herein in forma pauperis,

It is ordered by this Court that the said motion be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

David Threatt,
Petitioner, On petition for writ of certiorari
304 vs. to the Court of Claims.
The United States.

On consideration of the petition for a writ of certiorari herein to the Court of Claims and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Joseph Miller, Petitioner,

437 vs.

A. D. Aderhold, , Warden of the United States Penitentiary, Atlanta, Georgia.

On consideration of the motion for leave to proceed further herein in forma pauperis,

It is ordered by this Court that the said motion be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Joseph Miller, Petitioner,

437 vs.

A. C. Aderhold , Warden of the United States Penitentiary, Atlanta, Georgia.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Fifth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Fifth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Floyd Dunbar, Verna Dunbar, Leo Carpenter, and Arlo Norton, Petitioners,

479 vs.

The United States of America.

On consideration of the motion for leave to proceed further herein in forma pauperis,

It is ordered by this Court that the said motion be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Floyd Dunbar, Verna Dunbar, Leo Carpenter and Arlo Norton, Petitioners, vs. The United States. 479

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Seventh Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Seventh Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

The United States of America, Petitioner, vs. Harry Murdock. 88

Order allowing certiorari.

The petition herein for a writ of certiorari to the United States Circuit Court of Appeals for the Seventh Circuit is granted, and the case is advanced and assigned for argument on Monday, November 6th next, after the cases heretofore assigned for that day.

And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

Herman Snyder, Petitioner, vs. Commonwealth of Massachusetts. 241

Order allowing certiorari.

The petition herein for a writ of certiorari to the Superior Court in and for the County of Middlesex, Commonwealth of Massachusetts is granted, and the case is advanced and assigned for argument on Monday, November 6th next, after the cases heretofore assigned for that day.

And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

Herman Snyder, Petitioner,

241 vs.

Commonwealth of Massachusetts.

On consideration of the motion for leave to proceed in forma pauperis in this cause,

It is ordered by this Court that the said motion be, and the same is hereby, granted.

Per Mr. Chief Justice Hughes.

The United States, Petitioner,

171 vs. Order allowing certiorari.

Jefferson Electric Manufacturing Company.

The petition herein for a writ of certiorari to the Court of Claims is granted. And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

The United States, Petitioner,

171 vs.

Jefferson Electric Manufacturing Company.

Further consideration of the motion to remand is postponed to the hearing of the case on the merits.

Per Mr. Chief Justice Hughes.

Arthur M. Brown, Petitioner,

187 vs. Order allowing certiorari.

Commissioner of Internal Revenue.

The petition herein for a writ of certiorari to the United States Circuit Court of Appeals for the Ninth Circuit is granted, limited to the question of the deduction on account of reserve.

And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

Federal Trade Commission, Petitioner,

240 vs. Order allowing certiorari.

Algoma Lumber Company, Big Lakes Box Company, California Fruit Exchange.

The petition herein for a writ of certiorari to the United States Circuit Court of Appeals for the Ninth Circuit is granted. And it is further ordered that the duly certified copy of the transcript of the proceedings belo which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

Federal Trade Commission, Petitioner,

240 vs.

Algoma Lumber Company, et al.

On consideration of the motion for leave to file the brief of Edward S. Rogers, as amicus curiae, in this cause,

It is ordered by this Court that the said motion be, and the same is hereby, granted.

Per Mr. Chief Justice Hughes.

William Miller, Administrator of the Estates of Marcus Andlauer and Ellanore Andlauer, Petitioner,

51 vs. Order allowing certiorari.

Union Pacific Railroad Company.

The petition herein for a writ of certiorari to the United States Circuit Court of Appeals for the Eighth Circuit is granted. And it is further ordered that the duly certified copy of the transcript of the proceedings belov which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

Acel C. Alexander, Collector of Internal Revenue, Petitioner,

54 vs. Order allowing certiorari.

Cusden Pipe Line Company.

The petition herein for a writ of certiorari to the United States Circuit Court of Appeals for the Tenth Circuit is granted. And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

Alaska Steamship Company, Petitioner,

56 vs. Order allowing certiorari.

The United States of America.

The petition herein for a writ of certiorari to the United States Circuit Court of Appeals for the Ninth Circuit is granted. And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

Sarah Elizabeth Stringfellow, a Widow, Petitioner,

71 vs. Order allowing certiorari.

Atlantic Coast Line Railroad Company.

The petition herein for a writ of certiorari to the United States Circuit Court of Appeals for the Fifth Circuit is granted. And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

Atlantic Coast Line Railroad Company, Petitioner,

95 vs.

Sarah Elizabeth Stringfellow, a Widow

and as Administratrix, etc. Order allowing certiorari.

The petition herein for a writ of certiorari to the United States Circuit Court of Appeals for the Fifth Circuit is granted. And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

J. T. Trotter, Guardian of Joseph A. Leake, Petitioner,

79 vs.

State of Tennessee, in its own behalf and

for the Use and Benefit of Blount

County, Tennessee. Order allowing certiorari.

The petition herein for a writ of certiorari to the Supreme Court of the State of Tennessee is granted. And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

Louis H. May, Indemnity Insurance Company of North America and Royal Indemnity Company, Petitioners,

80 vs.

Hamburg-Amerikanische Packetfahrt

Aktien-Gesellschaft. Order allowing certiorari.

The petition herein for a writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit is granted. And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

Laura Ormsby and B. Rush Field, Executors of the Estate of Frank G. Ormsby, Deceased, Petitioners,

101 vs.

Louise Chase, by Jesse Blythe, et al. Order allowing certiorari.

The petition herein for a writ of certiorari to the United States Circuit Court of Appeals for the Third Circuit is granted. And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

Federal Land Bank of Columbia, S. C., Petitioner,

112 vs.

Mrs. Will Gaines. Order allowing certiorari.

The petition herein for a writ of certiorari to the Supreme Court of the State of North Carolina is granted. And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

The Texas & Pacific Railway Company, Petitioner,

128 vs.

S. O. Pottorff, Receiver of the First National Bank of El Paso, Texas. Order allowing certiorari.

The petition herein for a writ of certiorari to the United States Circuit Court of Appeals for the Fifth Circuit is granted. And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

John Freuler, Administrator of the Estate of Louise P. V. Whitcomb, Deceased, Petitioner,

129 vs. Order allowing certiorari.

David Burnet, Commissioner of Internal Revenue.

The petition herein for a writ of certiorari to the United States Circuit Court of Appeals for the Ninth Circuit is granted. And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

John Freuler, Administrator of the Estate of Louise P. V. Whitcomb, Deceased, Petitioner,

130 vs. Order allowing certiorari.

David Burnet, Commissioner of Internal Revenue.

The petition herein for a writ of certiorari to the United States Circuit Court of Appeals for the Ninth Circuit is granted. And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

John Freuler, Administrator of the Estate of Louise P. V. Whitcomb, Deceased, Petitioner,

131 vs. Order allowing certiorari.

David Burnet, Commissioner of Internal Revenue.

The petition herein for a writ of certiorari to the United States Circuit Court of Appeals for the Ninth Circuit is granted. And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

Marguerite T. Whitcomb, Petitioner,

139 vs. Order allowing certiorari.

David Burnet, Commissioner of

Internal Revenue.

The petition herein for a writ of certiorari to the Court of Appeals of the District of Columbia is granted. And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

Charlotte A. W. Lepic, Petitioner,

140 vs.

David Burnet, Commissioner of Order allowing certiorari.

Internal Revenue.

The petition herein for a writ of certiorari to the Court of Appeals of the District of Columbia is granted. And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

Marie M. E. C. T. Whitcomb, Petitioner,

141 vs. Order allowing certiorari.

David Burnet, Commissioner of

Internal Revenue.

The petition herein for a writ of certiorari to the Court of Appeals of the District of Columbia is granted. And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

Charlotte Andree Witcomb Lepic, Petitioner,

142 vs. Order allowing certiorari.

David Burnet, Commissioner of

Internal Revenue.

The petition herein for a writ of certiorari to the Court of Appeals of the District of Columbia is granted. And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

Charlotte Andree Whitcomb Lepic, Petitioner,

143 vs. Order allowing certiorari.

David Burnet, Commissioner of

Internal Revenue.

The petition herein for a writ of certiorari to the Court of Appeals of the District of Columbia is granted. And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

Marie M. E. C. Whitcomb, Petitioner,

144 vs. Order allowing certiorari.

David Burnet, Commissioner of

Internal Revenue.

The petition herein for a writ of certiorari to the Court of Appeals of the District of Columbia is granted. And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

Louise A. Whitcomb, Petitioner,

145 vs. Order allowing certiorari.

David Burnet, Commissioner of

Internal Revenue.

The petition herein for a writ of certiorari to the Court of Appeals of the District of Columbia is granted. And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

Lydia L. Whitcomb, Petitioner,

146 vs. Order allowing certiorari.

David Burnet, Commissioner of

Internal Revenue.

The petition herein for a writ of certiorari to the Court of Appeals of the District of Columbia is granted. And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

Louise A. F. E. Whitcomb, Petitioner,

147 vs. Order allowing certiorari.

David Burnet, Commissioner of

Internal Revenue.

The petition herein for a writ of certiorari to the Court of Appeals of the District of Columbia is granted. And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

Lydia L. I. Whitcomb, Petitioner,

148 vs. Order allowing certiorari.

David Burnet, Commissioner of

Internal Revenue.

The petition herein for a writ of certiorari to the Court of Appeals of the District of Columbia is granted. And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

Lydia Louise Ida Whitcomb, Petitioner,

149 vs. Order allowing certiorari.

David Burnet, Commissioner of

Internal Revenue.

The petition herein for a writ of certiorari to the Court of Appeals of the District ofColumbia is granted. And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

Louise A. F. E. Whitcomb, Petitioner,

150 vs. Order allowing certiorari.

David Burnet, Commissioner of

Internal Revenue.

The petition herein for a writ of certiorari to the Court of Appeals of the District of Columbia is granted. And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

R. H. Stearns Company, Boston, Massachusetts, Petitioner,

133 vs. Order allowing certiorari.

The United States.

The petition herein for a writ of certiorari to the Court of Claims is granted. And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

Newton W. Lumbra, Petitioner,

152 vs. Order allowing certiorari.

The United States of America.

The petition herein for a writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit is granted. And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

Albert H. Ladner, Jr., Collector of Internal Revenue for the First Collection District of Pennsylvania, Petitioner,

153 vs.

Philadelphia Barge Company and Order allowing certiorari.

National Surety Company.

The petition herein for a writ of certiorari to the United States Circuit Court of Appeals for the Third Circuit is granted. And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

David Burnet, Commissioner of Internal Revenue, Petitioner,

158 vs. Order allowing certiorari.

Charles J. Canfield.

The petition herein for a writ of certiorari to the United States Circuit Court of Appeals for the Seventh Circuit is granted. And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

William R. Thorsen, Petitioner,

212 vs. Order allowing certiorari.

Commissioner of Internal Revenue.

The petition herein for a writ of certiorari to the United States Circuit Court of Appeals for the Ninth Circuit is granted. And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

Northwestern Pacific Railroad Company, Petitioner,

163 vs.

Josephine Bobo, as Administratrix of Order allowing certiorari.

the Estate of Perry E. Bobo, Deceased.

The petition herein for a writ of certiorari to the District Court of Appeals, First Appellate District, State of California is granted.

And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

C. F. Routzahn, Collector of Internal Revenue of the United States for the Eighteenth District of Ohio, Petitioner,

329 vs. Order allowing certiorari.

Willard Storage Battery Company.

The petition herein for a writ of certiorari to the United States Circuit Court of Appeals for the Sixth Circuit is granted. And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

C. F. Routzahn, Collector of Internal Revenue of the United States for the Eighteenth District of Ohio, Petitioner,

329 vs.

Willard Storage Battery Company. Order.

It is ordered that this case be assigned for argument immediately following No. 171.

Per Mr. Chief Justice Hughes.

American Chain Company, Inc., Petitioner,

196 vs.

Robert O. Eaton, Collector of Internal Revenue, District of Connecticut. Order allowing certiorari.

The petition herein for a writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit is granted. And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

American Chain Company, Inc., Petitioner,

196 vs.

Robert O. Eaton, Collector of Internal Revenue, District of Connecticut. Order.

It is ordered that this case be assigned for argument immediately following No. 329.

Per Mr. Chief Justice Hughes.

James B. Moore, Petitioner,

173 vs. Order allowing certiorari.

The Chesapeake & Ohio Railway Company.

The petition herein for a writ of certiorari to the United States Circuit Court of Appeals for the Seventh Circuit is granted. And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

Augustus P. Norton, Deputy Commissioner, United States Employees' Compensation Commission, Petitioner,

178 vs. Order allowing certiorari.

Vesta Coal Company.

The petition herein for a writ of certiorari to the United States Circuit Court of Appeals for the Third Circuit is granted. And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

Federal Trade Commission, Petitioner,

194 vs. Order allowing certiorari.

R. F. Keppel & Brother, Inc.

The petition herein for a writ of certiorari to the United States Circuit Court of Appeals for the Third Circuit is granted. And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

Missouri Pacific Railroad Company, a Corporation, Petitioner,

200 vs.

Hartley Brothers, a Co-Partnership Composed of F. M. Hartley and T. H. Hartley. Order allowing certiorari.

The petition herein for a writ of certiorari to the Supreme Court of the State of Oklahoma is granted. And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

Nannie May Williams, Petitioner,

208 vs. Order allowing certiorari.

The Union Central Life Insurance Company.

The petition herein for a writ of certiorari to the United States Circuit Court of Appeals for the Fifth Circuit is granted. And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

The United States, Petitioner,

224 vs.

Provident Trust Company, as Administrator of the Estate of George Theodore Roberts, Deceased. Order allowing certiorari.

The petition herein for a writ of certiorari to the Court of Claims is granted. And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

E. W. Perree Company and Reece Shoe Machinery Company, Petitioners,

287 vs. Order allowing certiorari.

United Shoe Machinery Corporation.

The petition herein for a writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit is granted. And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

Chase National Bank of the City of New York, Successor Trustee to the Equitable Trust Company of New York, N. Y., Petitioner,

290 vs. Order allowing certiorari.

The City of Norwalk, Ohio.

The petition herein for a writ of certiorari to the United States Circuit Court ofAppeals for the Sixth Circuit is granted. And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

Florence Samuels Landress, Petitioner,

295 vs.

Phoenix Mutual Life Insurance Company Order allowing certiorari.

and Travelers Insurance Co.

The petition herein for a writ of certiorari to the United States Circuit Court of Appeals for the Sixth Circuit is granted. And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

Maxine Murray, on Her Own Behalf and as Guardian Ad Litem of Maxine Lois Murray, a Minor, Petitioner,

308 vs.

Joe Gerrick & Company, Industrial Brown Hoist Corporation, et al. Order allowing certiorari.

The petition herein for a writ of certiorari to the Supreme Court of the State of Washington is granted. And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

Ida A. Van Dyke, Petitioner,

311 vs. Order allowing certiorari.

Commissioner of Internal Revenue.

The petition herein for a writ of certiorari to the United States Circuit Court of Appeals for the Ninth Circuit is granted. And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

Cleve W. Van Dyke, Petitioner,

312 vs. Order allowing certiorari.

Commissioner of Internal Revenue.

The petition herein for a writ of certiorari to the United States Circuit Court of Appeals for the Ninth Circuit is granted. And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

Inger Juliane Hansen, Petitioner,

325 vs. Order allowing certiorari.

Edward L. Haff, Acting Commissioner of Immigration for the Port of San Francisco.

The petition herein for a writ of certiorari to the United States Circuit Court of Appeals for the Ninth Circuit is granted. And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

Hamburg-American Line, Petitioner,

343 vs. Order allowing certiorari.

The United States of America.

The petition herein for a writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit is granted. And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

David Burnet, Commissioner of Internal Revenue, Petitioner,

349 vs. Order allowing certiorari.

American Chicle Company.

The petition herein for a writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit is granted. And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

David Burnet, Commissioner of Internal Revenue, Petitioner,

225 vs. Order allowing certiorari.

Otto H. Falk, et al., Executors of the

Estate of Charles F. Pfister, Deceased.

The petition herein for a writ of certiorari to the United States Circuit Court of Appeals for the Seventh Circuit is granted, and the case is assigned for argument immediately following Nos. 145 to 150 inclusive.

And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

Marshall S. Reynolds, Individually and as Collector of Internal Revenue, Petitioner,

227 vs. Order allowing certiorari.

Richard F. Cooper.

The petition herein for a writ of certiorari to the United States Circuit Court of Appeals for the Tenth Circuit is granted, and the case is assigned for argument immediately following No. 225.

And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

Marshall S. Reynolds, Individually and as Collector of Internal Revenue, Petitioner,

228 vs. Order allowing certiorari.

Barbara V. Cooper.

The petition herein for a writ of certiorari to the United States Circuit Court of Appeals for the Tenth Circuit is granted, and the case is assigned for argument immediately following No. 225.

And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

Marshall S. Reynolds, Individually and as Collector of Internal Revenue, Petitioner,

229 vs. Order allowing certiorari.

Richard F. Cooper and Barbara V. Cooper.

The petition herein for a writ of certiorari to the United States Circuit Court of Appeals for the Tenth Circuit is granted, and the case is assigned for argument immediately following No. 225.

And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

Daniel Busch, Joseph Melodia and Thomas Musumeci, Petitioners, On petition for writ of certiorari

219 vs. to the United States Circuit Court of Appeals for the Second Circuit.

The United States of America.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Second Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Cleveland, Cincinnati, Chicago & St. Louis Railway Company, Petitioner, On petition for writ of certiorari

269 vs. to the Supreme Court of the State of Missouri.

Ethel E. Henry, Administratrix of the Estate of Burten L. Henry, Deceased.

On consideration of the petition for a writ of certiorari herein to the Supreme Court of the State of Missouri, and of the argument of counsel thereupon had,

It is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Globe Excelsior Oak Tanning Company,
a Body Corporate of the State of
Kentucky, Petitioner, On petition for writ of certiorari to
40 vs. the Court of Claims.
The United States.

On consideration of the petition for a writ of certiorari herein to the Court of Claims and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Irving Trust Company, Trustee, On petition for writ of certiorari
Petitioner, to the United States Circuit Court
4E vs. of Appeals for the Second Circuit.
B. & O. Highway Transportation Company.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Second Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Winchester Manufacturing Company,
Petitioner, On petition for writ of certiorari to
43 vs. the Court of Claims.
The United States.

On consideration of the petition for a writ of certiorari herein to the Court of Claims and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Canal-Commercial Trust & Savings Bank, Petitioner, vs. Commissioner of Internal Revenue. On petition for writ of certiorari to the United States Circuit Court of Appeals for the Fifth Circuit.

45

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Fifth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Canal-Commercial National Bank, Petitioner, vs. Commissioner of Internal Revenue. On petition for writ of certiorari to the United States Circuit Court of Appeals for the Fifth Circuit.

46

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Fifth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

The Automobile Abstract and Title Company, Petitioner, vs. Frank D. Fitzgerald, Individually. On petition for writ of certiorari to the United States Circuit Court of Appeals for the Sixth Circuit.

47

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Sixth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

American-West African Line, Inc.,

Petitioner,

48 vs.

The United States.

On petition for writ of certiorari to the Court of Claims.

On consideration of the petition for a writ of certiorari herein to the Court of Claims and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Morris D. Solow,

Petitioner,

49 vs.

General Motors Truck Company.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Second Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

A. N. Hopkins,

Petitioner,

52 vs.

The Texas Company.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Tenth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Tenth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Estela Romualdez,
Petitioner,
53. vs.
The People of the Philippine Islands.

On petition for writ of certiorari to the Supreme Court of the Philippine Islands.

On consideration of the petition for a writ of certiorari herein to the Supreme Court of the Philippine Islands, and of the argument of counsel thereupon had,

It is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Bodine & Clark Livestock Commission Company,
Petitioner,
55 vs.
Great Northern Railway Company.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Ninth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Ninth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

John T. Clarke,
Petitioner,
57 vs.
Chicago, Burlington & Quincy Railroad Company, et al.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Tenth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Tenth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

John T. Clarke,

Petitioner,

58 vs.

Chicago, Burlington & Quincy Railroad Company, et al.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Tenth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Tenth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Ella R. Clarke, et al.,

Petitioners,

59 vs.

Chicago, Burlington & Quincy Railroad Company, et al.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Tenth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Tenth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

C. W. Ingram, Trustee in Bankruptcy of the Estate of Kenneth J. Brown, Bankrupt,

Petitioner,

60 vs.

State of Oregon.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Ninth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Ninth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Zurich General Accident & Liability
Insurance Co., Limited,
Petitioner,
61 vs.
Charles J. O'Keefe.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Eighth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Eighth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

The Life & Casualty Insurance
Company,
Petitioner,
66 vs.
The City of Florala, Alabama, et al.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Fifth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Fifth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Hannah Blum,
Petitioner,
67 vs.
H. R. Davis, as Trustee in Bankruptcy of the Blum Brothers Company, Bankrupt.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Sixth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Sixth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Bryant Paper Company,

Petitioner,

68 vs.

Marie Sprague Holden, Executrix of the Estate of Charles Holden, Deceased, etc.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Sixth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Sixth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Wabash Railway Company,

Petitioner,

73 vs.

Thomas P. Conroy.

On petition for writ of certiorari to the Appellate Court, First District, State of Illinois.

On consideration of the petition for a writ of certiorari herein to the Appellate Court, First District, State of Illinois, and of the argument of counsel thereupon had,

It is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

First National Bank of Greenville, Mississippi, et al.,

Petitioners,

74 vs.

Ben H. Gildart, Tax Collector of Washington County, Mississippi, et al.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Fifth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Fifth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Chicago, Milwaukee, St. Paul and Pacific Railroad Company, Petitioner, vs. A. W. Tate. — On petition for writ of certiorari to the Supreme Court of the State of Washington.

81

On consideration of the petition for a writ of certiorari herein to the Supreme Court of the State of Washington, and of the argument of counsel thereupon had,

It is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

William E. Greenawalt, Petitioner, vs. The Stearns-Roger Manufacturing Company. — On petition for writ of certiorari to the United States Circuit Court of Appeals for the Tenth Circuit.

82

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Tenth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Verne W. Fugate, Petitioner, vs. Toledo, Peoria and Western Railroad Company. — On petition for writ of certiorari to the Appellate Court, First District, State of Illinois.

83

On consideration of the petition for a writ of certiorari herein to the Appellate Court, First District, State of Illinois, and of the argument of counsel thereupon had,

It is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Standard Oil Company,

Petitioner,

85 vs.

The United States.

On petition for writ of certiorari to the Court of Claims.

On consideration of the petition for a writ of certiorari herein to the Court of Claims and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Southern Railway Company and J. P. Mims,

Petitioners,

86 vs.

T. T. Burton, as Administratrix of the Estate of W. S. Hamilton, Deceased.

On petition for writ of certiorari to the Supreme Court of the State of South Carolina.

On consideration of the petition for a writ of certiorari herein to the Supreme Court of the State of South Carolina, and of the argument of counsel thereupon had,

It is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Clark's Ferry Bridge Company,

Petitioner,

87 vs.

The Public Service Commission of the Commonwealth of Pennsylvania.

On petition for writ of certiorari to the Superior Court of the State of Pennsylvania.

On consideration of the petition for a writ of certiorari herein to the Superior Court of the State of Pennsylvania, and of the argument of counsel thereupon had,

It is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

The United States of America, ex rel.
Arcata and Mad River Railroad Company, Petitioner,
90 vs.
Interstate Commerce Commission.

On petition for writ of certiorari to the Court of Appeals of the District of Columbia.

On consideration of the petition for a writ of certiorari herein to the Court of Appeals of the District of Columbia, and of the argument of counsel thereupon had,

It is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

The Home Insurance Company of New York,
Petitioner,
91 vs.
Sullivan Machinery Company.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Tenth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Tenth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Columbia Casualty Company,
Petitioner,
92 vs.
Jacob J. Tibma.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Seventh Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Seventh Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Sears, Roebuck & Co., Petitioner,
93 vs.
The United States.

On petition for writ of certiorari to the U. S. Court of Customs and Patent Appeals.

On consideration of the petition for a writ of certiorari herein to the U. S. Court of Customs and Patent Appeals, and of the argument of counsel thereupon had,

It is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Flemmon E. Gloyd, Petitioner,
96 vs.
Commissioner of Internal Revenue.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Eighth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Eighth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

The New York Central Railroad Company, Petitioner,
97 vs.
Hugh J. Brown.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Sixth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Sixth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Ed S. Michelson, Inc., Petitioner, vs. Nebraska Tire & Rubber Company. — On petition for writ of certiorari to the United States Circuit Court of Appeals for the Eighth Circuit.

98

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Eighth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Missouri Pacific Railroad Company, Petitioner, vs. Chicago Great Western Railroad Company. — On petition for writ of certiorari to the Supreme Court of the State of Kansas.

99

On consideration of the petition for a writ of certiorari herein to the Supreme Court of the State of Kansas, and of the argument of counsel thereupon had,

It is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Birmingham Belt Railroad Company, Petitioner, vs. Eilleen Bennett, as Administratrix of the Estate of George Bennett, Deceased. — On petition for writ of certiorari to the Supreme Court of the State of Alabama.

100

On consideration of the petition for a writ of certiorari herein to the Supreme Court of the State ofAlabama, and of the argument of counsel thereupon had,

It is now here ordered by this Court that the said petition be,and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Penick & Ford, Ltd., Incorporated, Petitioner,
102 vs.
Corn Products Refining Company.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Seventh Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Seventh Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Munson Steamship Line, Petitioner,
105 vs.
Bergen Lloyd A/S (S.S. "Terne").

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Second Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Bergen Lloyd A/S (Owner of the S. S. "Terne"), Petitioner,
202 vs.
Munson Steamship Line.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Second Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Taylor Eli, James Eli, Charlotte Chuculate, Mee Muskrat, et al.,
Petitioners,
107 vs.
The Carter Oil Company, J. Ward Glass, F. A. Calvert, et al.

On petition for writ of certiorari to the Supreme Court of the State of Oklahoma.

On consideration of the petition for a writ of certiorari herein to the Supreme Court of the State of Oklahoma, and of the argument of counsel thereupon had,

It is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

United Business Corporation of America,
Petitioner,
108 vs.
Commissioner of Internal Revenue.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Second Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Norman T. Whitaker,
Petitioner,
109 vs.
The United States of America.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Fifth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Fifth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Spinks Realty Company,
Petitioner,
110 vs.
Commissioner of Internal Revenue.

On petition for writ of certiorari to the Court of Appeals of the District of Columbia.

On consideration of the petition for a writ of certiorari herein to the Court of Appeals of the District of Columbia, and of the argument of counsel thereupon had,

It is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

The Chicago, Rock Island and Pacific Railway Company,
Petitioner,
111 vs.
Leo Benson.

On petition for writ of certiorari to the Supreme Court of the State of Illinois.

On consideration of the petition for a writ of certiorari herein to the Supreme Court of the State of Illinois, and of the argument of counsel thereupon had,

It is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Charles A. Kip, Elbert S. Kip, Edward DeWitt, et al., etc.,
Petitioners,
113 vs.
The New York Central Railroad Company, et al.

On petition for writ of certiorari to the Supreme Court of the State of New York.

On consideration of the petition for a writ of certiorari herein to the Supreme Court of the State of New York, and of the argument of counsel thereupon had,

It is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

B. J. Kline,

Petitioner,

115 vs.

T. J. Blackwell and W. L. Gray, Jr., Doing Business as Blackwell & Gray and W. M. Huber.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Fifth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Fifth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Quanah, Acme & Pacific Railway Company,

Petitioner,

116 vs.

F. M. Gray.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Fifth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Fifth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Gealing-Mohawk Oil Company,

Petitioner,

118 vs.

Commissioner of Internal Revenue.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Ninth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Ninth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Halsey McGovern,

Petitioner,

119 vs.

Moultrie Hitt, Belle M. Cain, Executrix of the Estate of Ben B. Cain, and Bird M. Robinson.

On petition for writ of certiorari to the Court of Appeals of the District of Columbia.

On consideration of the petition for a writ of certiorari herein to the Court of Appeals of the District ofColumbia, and of the argument of counsel thereupon had,

It is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Elmer W. Kelley and the General Street Signal Corporation,

Petitioners,

120 vs.

The City of New York and John A. Harrison.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Second Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Employers' Liability Assurance Corporation, Ltd.,

Petitioner,

121 vs.

William H. Kerper, et al.

On petition for writ of certiorari to the Court of Appeals of the District of Columbia.

On consideration of the petition for a writ of certiorari herein to the Court of Appeals of the District of Columbia, and of the argument of counsel thereupon had,

It is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Earlston Coal Company,

Petitioner,

122 vs.

Huntington National Bank of Columbus, Ohio.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Sixth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Sixth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Tillman & Bendel, Inc.,

Petitioner,

125 vs.

California Packing Corporation.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Ninth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Ninth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

California Packing Corporation,

Petitioner,

201 vs.

Tillman & Bendel, Inc.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Ninth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Ninth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Lorena May Levi, by Lois Daffern,
Her Guardian ad Litem, Petitioner,
127 vs.
Mazie Lee Murrell and Donna Kepler Lowry, Executrices of the Will of Mary J. Levi, Deceased, etc., et al.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Ninth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Ninth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

National Surety Company,
Petitioner,
132 vs.
Ernest L. Garretson and Henry F. Winter, Co-partners, Trading as Lakewood Manor Construction Company.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Fifth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Fifth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Frederick T. Fleitmann,
Petitioner,
233 vs.
Guy T. Helvering, Commissioner of Internal Revenue.

On petition for writ of certiorari to the Court of Appeals of the District of Columbia.

On consideration of the petition for a writ of certiorari herein to the Court of Appeals of the District of Columbia, and of the argument of counsel thereupon had,

It is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Marie J. J. Fleitmann and Thomas Crimmins, Executors of the Estate of Herman C. Fleitmann, Deceased,

Petitioners,

234 vs.

Guy T. Helvering, Commissioner of Internal Revenue.

On petition for writ of certiorari to the Court of Appeals of the District of Columbia.

On consideration of the petition for a writ of certiorari herein to the Court of Appeals of the District of Columbia, and of the argument of counsel thereupon had,

It is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Marie J. J. Fleitmann and Thomas Crimmins, Executors of the Estate of Herman C. Fleitmann, Deceased,

Petitioners,

235 vs.

Guy T. Helvering, Commissioner of Internal Revenue.

On petition for writ of certiorari to the Court of Appeals of the District of Columbia.

On consideration of the petition for a writ of certiorari herein to the Court of Appeals of the District of Columbia, and of the argument of counsel thereupon had,

It is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

John Taylor and Clive Taylor,

Petitioners,

134 vs.

The United States Casualty Company.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Fourth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Fourth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Buel Lee, Alias Orphan Jones,
Petitioner,
136 vs.
The State of Maryland.

On petition for writ of certiorari to the Court of Appeals of the State of Maryland.

On consideration of the petition for a writ of certiorari herein to the Court of Appeals of the State of Maryland, and of the argument of counsel thereupon had,

It is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Atlantic Coast Line Railroad Company,
Petitioner,
137 vs.
Janie Primus, as Administratrix of the Estate of Noah Primus, Deceased.

On petition for writ of certiorari to the Supreme Court of the State of South Carolina.

On consideration of the petition for a writ of certiorari herein to the Supreme Court of the State of South Carolina, and of the argument of counsel thereupon had,

It is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Western Knitting Mills, Wallace G. Kay and Kay & Company, Inc.,
Petitioners,
151 vs.
The United States.

On petition for writ of certiorari to the Court of Claims.

On consideration of the petition for a writ of certiorari herein to the Court of Claims and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Southern Shipyard Corporation,

Petitioner, On petition for writ of certiorari to

156 vs. the Court of Claims.

The United States.

On consideration of the petition for a writ of certiorari herein to the Court of Claims and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

The United States,

Petitioner, On petition for writ of certiorari to

159 vs. the Court of Claims.

Frank R. Pitt.

On consideration of the petition for a writ of certiorari herein to the Court of Claims and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

F. T. Dooley Lumber Company, On petition for writ of certiorari

Petitioner, to the United States Circuit Court

160 vs. of Appeals for the Eighth Circuit.

The United States of America.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Eighth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Margaret W. Long and George M. Cushing, Trustee for Margaret W. Long, Petitioners,
164 vs.
John Stites, et al.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Sixth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Sixth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

John S. Deering and Harvey M. Graybill, For Themselves and as Trustees for John S. Deering, et al., Petitioners,
165 vs.
John Stites, et al.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Sixth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Sixth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

W. A. Whitaker, Dona W. Hammel, J. Hammel and Mellie M. Ashley, Petitioners,
167 vs.
Alameda County Home Investment Co.

On petition for writ of certiorari to the Supreme Court of the State of California.

On consideration of the petition for a writ of certiorari herein to the Supreme Court of the State of California, and of the argument of counsel thereupon had,

It is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Florence B. Fawsett,
Petitioner,
169 vs.
Commissioner of Internal Revenue.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Seventh Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Seventh Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

United Order of Good Samaritans,
Petitioner,
170 vs.
Carrie Bryant.

On petition for writ of certiorari to the Supreme Court of the State of Arkansas.

On consideration of the petition for a writ of certiorari herein to the Supreme Court of the State of Arkansas, and of the argument of counsel thereupon had,

It is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

C. F. Routzahn, Collector of Internal Revenue,
Petitioner,
174 vs.
Fayette Brown, Executor of the Estate of Harvey H. Brown, Deceased.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Sixth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Sixth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Kosmos Portland Cement Company,
Petitioner,
175 vs.
Ben Johnson, Administrator of the Estate of William Wilberding, Deceased, et al., etc.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Sixth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Sixth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Kosmos Portland Cement Company,
Petitioner,
176 vs.
Rose Sauer, Executrix of the Estate of Allen Sauer, Deceased.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Sixth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Sixth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Louis Freedman,
Petitioner,
177 vs.
The United States of America.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the First Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the First Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Edward Muscarelle, et al., Petitioners, vs. The United States of America. — On petition for writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

179

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Second Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Sam Conoscente, Luigi Salli, et al., Petitioners, vs. The United States of America. — On petition for writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

180

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Second Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Grace Torrance Clark, Administratrix with the Will Annexed of the Estate of Thomas S. Moffett, Deceased, et al., Petitioners, vs. Helen Moffett, Jennie M. Lynn, Annie McKee, et al. — On petition for writ of certiorari to the Supreme Court of the State of Kansas.

181

On consideration of the petition for a writ of certiorari herein to the Supreme Court of the State of Kansas, and of the argument of counsel thereupon had,

It is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Cornelius W. Paxson, Petitioner,
182 vs.
Willie A. Davis.

On petition for writ of certiorari to the Court of Appeals of the District of Columbia.

On consideration of the petition for a writ of certiorari herein to the Court of Appeals of the District of Columbia, and of the argument of counsel thereupon had,

It is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Cornelius W. Paxson, Petitioner,
183 vs.
James B. Davis.

On petition for writ of certiorari to the Court of Appeals of the District of Columbia.

On consideration of the petition for a writ of certiorari herein to the Court of Appeals of the District of Columbia, and of the argument of counsel thereupon had,

It is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Walter R. Mayne and Frank E. Williams, Petitioners,
185 vs.
St. Louis Union Trust Company and Lee W. Van Cleave, as Executors, etc., et al.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Eighth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Eighth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Josiah E. Brill, as Receiver of
Foshay Investors Corporation
(Formerly Known as W. B. Foshay
Company), Petitioner,
186 vs.
W. B. Foshay Company, a Delaware
Corporation, et al.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Eighth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Eighth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Pacific Atlantic Steamship
Company, Petitioner,
188 vs.
Mooremack Gulf Lines, Inc., The
General Cable Corporation, et al.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Second Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

The Pennsylvania Railroad Company,
Petitioner,
190 vs.
Frank A. Deptula.

On petition for writ of certiorari to the Court of Errors and Appeals of the State of New Jersey.

On consideration of the petition for a writ of certiorari herein to the Court of Errors and Appeals of the State of New Jersey, and of the argument of counsel thereupon had,

It is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Walter E. Corwin, Collector of
Internal Revenue,
Petitioner,
191 vs.
George Bliss Lane.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Second Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Walter E. Corwin, Collector of
Internal Revenue,
Petitioner,
192 vs.
James W. Lane, Jr.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Second Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Mary C. Mulqueen, as Executrix of
the Last Will and Testament of
Michael J. Mulqueen,
Petitioner,
193 vs.
Commissioner of Internal Revenue.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Second Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Milton C. McGreevy and Milton W. McGreevy, Co-Partners, Doing Business as McGreevy & Company,

Petitioners,

195 vs.

National Surety Company.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Eighth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Eighth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Ed Kasch and Theodora Kasch,

Petitioners,

197 vs.

Commissioner of Internal Revenue.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Fifth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Fifth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Corning Glass Works,

Petitioner,

199 vs.

Thomas E. Robertson, Commissioner of Patents.

On petition for writ of certiorari to the Court of Appeals of the District of Columbia.

On consideration of the petition for a writ of certiorari herein to the Court of Appeals of the District of Columbia, and of the argument of counsel thereupon had,

It is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Bernard C. McGuire and Frank E. Hering,

Petitioners,

204 vs.

The United States of America.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Second Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Conrad H. Mann,

Petitioner,

265 vs.

The United States of America.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Second Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Southern Railway - Carolina Division,

Petitioner,

205 vs.

Will Lytle, as Administrator of the Estate of Alf. Lytle, Deceased.

On petition for writ of certiorari to the Supreme Court of the State of South Carolina.

On consideration of the petition for a writ of certiorari herein to the Supreme Court of the State of South Carolina, and of the argument of counsel thereupon had,

It is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Midland Finance Corporation, Petitioner,
206 vs.
Clarence M. Busch.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Eighth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Eighth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Meredith Publishing Company, Successor to Successful Farming Publishing Company, Petitioner,
207 vs.
Commissioner of Internal Revenue.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Eighth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Eighth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Harry M. Martin, Petitioner,
209 vs.
The United States of America.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Sixth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Sixth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Claiborne-Reno Company,
Petitioner,
210 vs.
E. I. Du Pont De Nemours & Company.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Eighth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Eighth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Max L. Friedberg and James B. Wilson,
Petitioners,
213 vs.
The United States of America.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Fifth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Fifth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

The Baltimore & Ohio Railroad Company,
The Michigan Central Railroad Company, et al., Petitioners,
214 vs.
Domestic Hardwoods, Inc., and Flunkett-Webster Lumber Co., Inc.

On petition for writ of certiorari to the Court of Appeals of the District of Columbia.

On consideration of the petition for a writ of certiorari herein to the Court of Appeals of the District of Columbia, and of the argument of counsel thereupon had,

It is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Virginia D. Simmons, Anna L. Rozzelle,
Joseph Wesley Rozzelle, et al.,
Petitioners,
215 vs.
Fidelity National Bank and Trust
Company of Kansas City, et al.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Eighth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Eighth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

South Carolina Asparagus Growers
Association,
Petitioner,
216 vs.
Southern Railway Company, The
Pennsylvania Railroad Company, et al.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Fourth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Fourth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Radio-Keith-Orpheum Corporation,
Irving Trust Company, as Receiver
of Radio-Keith-Orpheum Corporation,
et al., Petitioners,
217 vs.
Howard S. Cullman, as Receiver of
Roxy Theatres Corporation, et al.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Second Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

The New York Central Railroad Company, Petitioner, vs. Charles Modica. — On petition for writ of certiorari to the Supreme Court of the State of New York.

218

On consideration of the petition for a writ of certiorari herein to the Supreme Court of the State of New York, and of the argument of counsel thereupon had,

It is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Weatherford, Crump & Company, Petitioner, vs. James W. Bass, Collector of Internal Revenue for the First District of Texas. — On petition for writ of certiorari to the United States Circuit Court of Appeals for the Fifth Circuit.

220

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Fifth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Chemische Fabrik von Heyden, Aktiengesellschaft and Howard Sutherland, Alien Property Custodian, Petitioners, vs. Galen L. Tait, Collector of Internal Revenue for the District of Maryland. — On petition for writ of certiorari to the United States Circuit Court of Appeals for the Fourth Circuit.

221

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Fourth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

The First National Bank & Trust
Company of Oklahoma City, Okla., On petition for writ of certiorari
Petitioner, to the United States Circuit Court
223 vs. of Appeals for the EighthCircuit.
Stock Yards Loan Company.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Eighth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

The United States of America,
Owner of the S. S. "Arizpa", On petition for writ of certiorari
Petitioner, to the United States Circuit Court
226 vs. of Appeals for the Fourth Circuit.
The Consolidation Coal Company.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Fourth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Gillette Safety Razor Company, On petition for writ of certiorari
Petitioner, to the United States Circuit Court
230 vs. of Appeals for the Second Circuit.
Standard Safety Razor Company.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Second Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Gillette Safety Razor Company, Petitioner, vs. Howley Hardware Company. — On petition for writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

272

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Second Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Gillette Safety Razor Company, Petitioner, vs. Standard Safety Razor Corporation. — On petition for writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

273

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Second Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Bank of California, N. A., Petitioner, vs. International Mercantile Marine Company. — On petition for writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

231

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Second Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Bank of California, N. A.,

Petitioner,

232 vs.

International Mercantile Marine Company.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Second Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

M. & T. Trust Company,

Petitioner,

264 vs.

Export Steamship Corporation.

On petition for writ of certiorari to the Supreme Court of the State of New York.

On consideration of the petition for a writ of certiorari herein to the Supreme Court of the State of New York, and of the argument of counsel thereupon had,

It is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Southern Cities Distributing Company,

Petitioner,

236 vs.

City of Texarkana, Arkansas, et al.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Eighth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Eighth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Christine Lidstrom, as Administratrix De Bonis Non With the Will Annexed of the Estate of Erick Erickson, Deceased, et al., Petitioners,

237 vs.

Ernest A. Spongberg, as Administrator De Bonis Non With the Will Annexed of the Estate of Gustaf Emil Erickson, Deceased, et al.

On petition for writ of certiorari to the Supreme Court of the State of Minnesota.

On consideration of the petition for a writ of certiorari herein to the Supreme Court of the State of Minnesota, and of the argument of counsel thereupon had,

It is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Louis M. Bourne, Petitioner,

238 vs.

Commissioner of Internal Revenue.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Fourth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Fourth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

A. F. Luse, Petitioner,

242 vs.

The United States of America.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Ninth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Ninth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Brooks D. Gist and Herrold Gist, Petitioners, vs. New York Life Insurance Company.

243

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Ninth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Ninth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Philadelphia Storage Battery Company, Petitioner, vs. Kelly-How-Thomson Company.

244

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Eighth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Eighth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

H. C. Walker, Jr., Petitioner, vs. Commissioner of Internal Revenue.

245

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Fifth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Fifth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Mrs. H. C. Walker, Jr., Petitioner, vs. Commissioner of Internal Revenue. On petition for writ of certiorari to the United States Circuit Court of Appeals for the Fifth Circuit.

246

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Fifth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Elias Goldstein, Petitioner, vs. Commissioner of Internal Revenue. On petition for writ of certiorari to the United States Circuit Court of Appeals for the Fifth Circuit.

247

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Fifth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Mrs. Elias Goldstein, Petitioner, vs. Commissioner of Internal Revenue. On petition for writ of certiorari to the United States Circuit Court of Appeals for the Fifth Circuit.

248

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Fifth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Roy M. Johnson, Mittie Scivally, Robert F. Scivally, Jr., et al., Petitioners, vs. The United States of America, Ruth Williams Cruce, George Kenton Williams, et al.

249 On petition for writ of certiorari to the United States Circuit Court of Appeals for the Tenth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Tenth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Roy M. Johnson, Mittie Scivally, Robert F. Scivally, Jr., et al., Petitioners, vs. The United States of America, Ruth Williams Cruce, George Kenton Williams, et al.

250 On petition for writ of certiorari to the United States Circuit Court of Appeals for the Tenth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Tenth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Fidelity Savings and Loan Association, Petitioner, vs. David Burnet, Commissioner of Internal Revenue.

251 On petition for writ of certiorari to the Court of Appeals of the District of Columbia.

On consideration of the petition for a writ of certiorari herein to the Court of Appeals of the District of Columbia, and of the argument of counsel thereupon had,

It is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

David Burnet, Commissioner of
Internal Revenue,
Petitioner,
252 vs.
Hutchinson Coal Company.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Fourth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Fourth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Comar Oil Company,
Petitioner,
253 vs.
David Burnet, Commissioner of
Internal Revenue.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Eighth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Eighth Circuit, and of the argument of counsel thereupon had, it is now here ordred by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

The First National Bank of
Kansas City, Missouri,
Petitioner,
254 vs.
The United States of America.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Eighth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Eighth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

David L. Galbraith, Clarence A. Galbraith, Elsie Galbraith, et al., Petitioners, vs. Bay Trust Company, Trustee in Bankruptcy of Estates of American Textiles, Inc., et al.

255 — On petition for writ of certiorari to the United States Circuit Court of Appeals for the Sixth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Sixth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

David L. Galbraith, Clarence A. Galbraith, Elsie Galbraith, et al., Petitioners, vs. Bay Trust Company, Trustee in Bankruptcy of Estates of American Textiles, Inc., et al.

256 — On petition for writ of certiorari to the United States Circuit Court of Appeals for the Sixth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Sixth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Tropic-Aire, Incorporated, Petitioner, vs. E. A. Wildermuth.

258 — On petition for writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Second Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Charles L. Surprise, as Trustee
in Bankruptcy, etc.,
Petitioner,
259 vs.
First Trust & Savings Bank of
Hammond, Indiana, et al.

On petition for writ of certiorari to the Appellate Court of the State of Indiana.

On consideration of the petition for a writ of certiorari herein to the Appellate Court of the State of Indiana, and of the argument of counsel thereupon had,

It is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Foshay Trust & Savings Bank,
Petitioner,
261 vs.
Public Utilities Consolidated
Corporation.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Eighth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Eighth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Seas Shipping Company, Inc.,
Petitioner,
262 vs.
Approximately 3,251,000 Feet, Board
Measure, of Lumber Laden or Lately
Laden on Board the S.S. "Robin Gray", et al.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Second Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Oil Transfer Corporation, Tug
"K. Whittelsey", Petitioner,
263 vs.
C. F. Harms Co., Inc., et al.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Second Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Aaron Moskeik, Petitioner,
266 vs.
The United States of America.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Fifth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Fifth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Bartlett Frazier Company, F. A. Paddleford
and Joseph F. Lamy, as Co-Partners,
etc., et al., Petitioners,
267 vs.
Henry A. Wallace, Secretary of Agriculture, et al.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Seventh Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Seventh Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Louisville & Nashville Railroad Company and H. J. Livingston, Petitioners,
270 vs.
W. W. Bumpass.

On petition for writ of certiorari to the Supreme Court of the State of Tennessee.

On consideration of the petition for a writ of certiorari herein to the Supreme Court of the State of Tennessee, and of the argument of counsel thereupon had,

It is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Ignacio Nabong, Petitioner,
271 vs.
The People of the Philippine Islands.

On petition for writ of certiorari to the Supreme Court of the Philippine Islands.

On consideration of the petition for a writ of certiorari herein to the Supreme Court of the Philippine Islands, and of the argument of counsel thereupon had,

It is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Texas Electric Service Company, Petitioner,
275 vs.
Fairbanks, Morse & Company.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Fifth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Fifth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Bedford Mills, Incorporated,

Petitioner, On petition for writ of certiorari

276 vs. to the Court of Claims

The United States.

On consideration of the petition for a writ of certiorari herein to the Court of Claims and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Harjim, Inc., Central Corners, Inc.,

and Charles A. Snyder,

Petitioners, On petition for writ of certiorari

277 vs. to the United States Circuit Court

James M. Owens, Jr., as Tax Assessor, of Appeals for the Fifth Circuit.

Palm Beach County, Florida, et al.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Fifth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Mobile and Ohio Railroad Company and

United States Fidelity and Guaranty Co.,

Petitioners, On petition for writ of certiorari

278 vs. to the Supreme Court of the

Myrtle Williams, Administratrix of State of Alabama.

the Estate of Mose R. Williams, Deceased.

On consideration of the petition for a writ of certiorari herein to the Supreme Court of the State of Alabama, and of the argument of counsel thereupon had,

It is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Harriet S. Shoemaker, Individually and as Administratrix, d. b. n. c. t. a., of the Will and Estate of Louis P. Shoemaker, Deceased, et al., Petitioners, vs. Knos S. Newman and Edwin A. Mooers, Surviving Trustees, et al.

279 — On petition for writ of certiorari to the Court of Appeals of the District of Columbia.

On consideration of the petition for a writ of certiorari herein to the Court of Appeals of the District of Columbia, and of the argument of counsel thereupon had,

It is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Missouri Pacific Railroad Corporation in Nebraska, Petitioner, vs. Nebraska State Railway Commission, et al.

281 — On petition for writ of certiorari to the United States Circuit Court of Appeals for the Eighth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Eighth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

David Burnet, Commissioner of Internal Revenue, Petitioner, vs. Marian B. Pringle.

282 — On petition for writ of certiorari to the United States Circuit Court of Appeals for the Ninth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Ninth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

David Burnet, Commissioner of
Internal Revenue,
Petitioner,
283 vs.
Phyllis B. Brunson.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Ninth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Ninth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Moran Towing & Transportation
Company, Inc.,
Petitioner,
284 vs.
Robins Dry Dock & Repair Company and
Navigazione Libera Triestina, S.A.

On petition for writ of certiorari to the Court of Appeals of the State of New York.

On consideration of the petition for a writ of certiorari herein to the Court of Appeals of the State of New York, and of the argument of counsel thereupon had,

It is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Moran Towing & Transportation
Company, Inc.,
Petitioner,
285 vs.
Robins Dry Dock & Repair Company and
Navigazione Libera Triestina, S.A.

On petition for writ of certiorari to the Supreme Court of the State of New York.

On consideration of the petition for a writ of certiorari herein to the Supreme Court of the State of New York, and of the argument of counsel thereupon had,

It is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Johnny Klinge,
Petitioner,
286 vs.
Southern Pacific Company.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Tenth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Tenth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Charles G. Wiggins,
Petitioner,
287 vs.
The United States of America.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Ninth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Ninth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Gans Steamship Line,
Petitioner,
289 vs.
The United States of America.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Second Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

London & Lancashire Indemnity Company,

Petitioner,

291 vs.

Elizabeth Stefus and Michael Stefus, Her Husband.

On petition for writ of certiorari to the Supreme Court of the State of New Jersey.

On consideration of the petition for a writ of certiorari herein to the Supreme Court of the State of New Jersey, and of the argument of counsel thereupon had,

It is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Glogora Coal Company,

Petitioner,

292 vs.

Chesapeake and Ohio Railway Company.

On petition for writ of certiorari to the Supreme Court of Appeals of the State of West Virginia.

On consideration of the petition for a writ of certiorari herein to the Supreme Court of Appeals of the State of West Virginia, and of the argument of counsel thereupon had,

It is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Margaret A. Darcey,

Petitioner,

296 vs.

Thomas W. O'Brien, Trustee of the Estate ofStephen J. McArdle.

On petition for writ of certiorari to the Court of Appeals of the District of Columbia.

On consideration of the petition for a writ of certiorari herein to the Court of Appeals of the District of Columbia, and of the argument of counsel thereupon had,

It is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Sheer Pharmacal Corporation, by Louis S. Block, Its Trustee in Bankruptcy, Petitioner, vs. Joseph Donner. 297 — On petition for writ of certiorari to the United States Circuit Court of Appeals for the Eighth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Eighth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Ernest Whitworth Marland, Petitioner, vs. The United States. 299 — On petition for writ of certiorari to the Court of Claims.

On consideration of the petition for a writ of certiorari herein to the Court of Claims and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

William C. Werth, Trading and Doing Business as Insurance Adjustment Service, Petitioner, vs. Fire Companies' Adjustment Bureau, Inc. 300 — On petition for writ of certiorari to the Supreme Court of Appeals of the State of Virginia.

On consideration of the petition for a writ of certiorari herein to the Supreme Court of Appeals of the State of Virginia, and of the argument of counsel thereupon had,

It is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Michael Tessitore,
Petitioner,
301 vs.
The United States of America.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Fifth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Fifth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Roderick J. Seals,
Petitioner,
302 vs.
The United States of America.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Fifth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Fifth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Bank of Italy National Trust and Savings Association,
Petitioner,
303 vs.
G. J. Bentley, Mary M. Bentley, Jas. Y. Coates, et al.

On petition for writ of certiorari to the Supreme Court of the State of California.

On consideration of the petition for a writ of certiorari herein to the Supreme Court of the State of California, and of the argument of counsel thereupon had,

It is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Antoine M. Trudeau,
Petitioner,
305 vs.
Charles S. Barnes.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Fifth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Fifth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Benjamin H. Kessler,
Petitioner,
306 vs.
Buick Motor Company.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Fifth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Fifth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Will M. Terry and Ora B. Terry,
Petitioners,
307 vs.
The Midland Refining Company.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Tenth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Tenth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

A. O. Newberry, Merchants Transfer
& Storage Co., et al.,
Petitioners,
309 vs.
Davison Chemical Company and
Meadows Fertilizer Co.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Fourth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Fourth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

A. O. Newberry, Merchants Transfer
& Storage Co., et al.,
Petitioners,
310 vs.
Davison Chemical Company and
Eastern Cotton Oil Co.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Fourth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Fourth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Intertype Corporation and United
States Fidelity & Guaranty Company,
Petitioners,
314 vs.
Frank F. Pulver.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Fifth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Fifth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Joseph H. Adams, Petitioner, vs. Commissioner of Internal Revenue. — On petition for writ of certiorari to the United States Circuit Court of Appeals for the Fifth Circuit.

315

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Fifth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Isaac Chapman, Petitioner, vs. Washington Railway & Electric Company. — On petition for writ of certiorari to the Court of Appeals of the District of Columbia.

316

On consideration of the petition for a writ of certiorari herein to the Court of Appeals of the District of Columbia, and of the argument of counsel thereupon had,

It is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Ruwin Kowal, Petitioner, vs. Francis Perkins, Secretary of the Department of Labor of the United States. — On petition for writ of certiorari to the Court of Appeals of the District of Columbia.

317

On consideration of the petition for a writ of certiorari herein to the Court of Appeals of the District of Columbia, and of the argument of counsel thereupon had,

It is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Haroutian Kabadian, Alias Harry Kabedian, Petitioner,

318 vs. Frances Perkins, Secretary of the Department of Labor of the United States.

On petition for writ of certiorari to the Court of Appeals of the District of Columbia.

On consideration of the petition for a writ of certiorari herein to the Court of Appeals of the District of Columbia, and of the argument of counsel thereupon had,

It is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Mohamed Abraham, Alias Abie Mohamed, Petitioner,

319 vs. Frances Perkins, Secretary of Labor of the United States of America.

On petition for writ of certiorari to the Court of Appeals of the District of Columbia.

On consideration of the petition for a writ of certiorari herein to the Court of Appeals of the District of Columbia, and of the argument of counsel thereupon had,

It is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Celestino Guiseppe Polombo, Petitioner,

320 vs. Frances Perkins, Secretary of the Department of Labor of the United States of America.

On petition for writ of certiorari to the Court of Appeals of the District of Columbia.

On consideration of the petition for a writ of certiorari herein to the Court of Appeals of the District of Columbia, and of the argument of counsel thereupon had,

It is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Giovanni Spica,

Petitioner,

321 vs.

Frances Perkins, Secretary of Labor.

On petition for writ of certiorari to the Court of Appeals of the District of Columbia.

On consideration of the petition for a writ of certiorari herein to the Court of Appeals of the District of Columbia, and of the argument of counsel thereupon had,

It is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Peter Petikas,

Petitioner,

322 vs.

Frances Perkins, Secretary of Labor.

On petition for writ of certiorari to the Court of Appeals of the District of Columbia.

On consideration of the petition for a writ of certiorari herein to the Court of Appeals of the District of Columbia, and of the argument of counsel thereupon had,

It is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

The Curtis Publishing Company,

Petitioner,

323 vs.

Harry Meyland.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Second Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Pennsylvania Coal & Coke Corporation,

Petitioner, On petition for writ of certiorari

324 vs. to the Court of Claims.

The United States.

On consideration of the petition for a writ of certiorari herein to the Court of Claims and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Emmet Queen,

Petitioner, On petition for writ of certiorari

326 vs. to the United States Circuit Court

Commonwealth Trust Company and of Appeals for the Third Circuit.

Commonwealth Real Estate Company.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Third Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Baltimore Equitable Society,

Petitioner, On petition for writ of certiorari

327 vs. to the Court of Claims.

The United States.

On consideration of the petition for a writ of certiorari herein to the Court of Claims and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Angel Vargas,

Petitioner,

328 vs.

Petronila Chua, Coo Pao and Coo Teng Hee.

On petition for writ of certiorari to the Supreme Court of the Philippine Islands.

On consideration of the petition for a writ of certiorari herein to the Supreme Court of the Philippine Islands, and of the argument of counsel thereupon had,

It is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

City of Corsicana,

Petitioner,

330 vs.

John A. Hulen, Receiver of the Trinity & Brazos Valley Railway Company.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Fifth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Fifth Circuit, and of the argument of counsel thereupon had. it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Louis Gatto,

Petitioner,

331 vs.

The United States of America.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Seventh Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Seventh Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Dorothy Gatto,
Petitioner,
332 vs.
The United States of America.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Seventh Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Seventh Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

The Continental Illinois Bank and Trust Company, Executor of the Estate of Victor F. Lawson, Deceased,
Petitioner,
333 vs.
The United States of America.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Seventh Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Seventh Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

The Northern Trust Company and Edward Herbert Bennett, Executors of the Estate of Catharine Bennett, Deceased,
Petitioners,
334 vs.
The United States of America.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Seventh Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Seventh Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

William D. Dean, Administrator with the
Will Annexed of the Estate of
Robert J. Bassett, Deceased,
Petitioner,
335 vs.
The United States of America.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Seventh Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Seventh Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

August Kadow and Alvah C. Parker,
Petitioners,
336 vs.
Thomas E. Robertson, Commissioner of Patents.

On petition for writ of certiorari to the Court of Appeals of the District of Columbia.

On consideration of the petition for a writ of certiorari herein to the Court of Appeals of the District of Columbia, and of the argument of counsel thereupon had,

It is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Consolidated Copperminers Corporation,
Petitioner,
337 vs.
Nevada Consolidated Copper Company.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Ninth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Ninth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

The National Park Bank of New York,
Petitioner,
340 vs.
The United States of America.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Second Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

W. J. Rutledge, Jr., as Receiver, etc., et al.,
Petitioners,
341 vs.
L. L. Bristol, Trustee of Investment Securities Company of Texas.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Fifth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Fifth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Paul Rabkin,
Petitioner,
345 vs.
The United States of America.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Second Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

George E. Robson,
Petitioner,
346 vs.
The United States of America.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Ninth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Ninth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

George Curtis Treadwell, and Hugh Reilly, as Executors of the Will of Emma Treadwell Thacher, et al., etc.,
Petitioners,
348 vs.
Herbert Putnam.

On petition for writ of certiorari to the Court of Appeals of the District of Columbia.

On consideration of the petition for a writ of certiorari herein to the Court of Appeals of the District of Columbia, and of the argument of counsel thereupon had,

It is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

C. Dale Wolfe,
Petitioner,
350 vs.
The Bass Furniture & Carpet Company.

On petition for writ of certiorari to the Supreme Court of the State of Oklahoma.

On consideration of the petition for a writ of certiorari herein to the Supreme Court of the State of Oklahoma, and of the argument of counsel thereupon had,

It is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

George L. Squier Manufacturing Co., Petitioner,
417 vs.
Manuel V. Domenech, Treasurer.

On consideration of the motion to defer the consideration of the petition for writ of certiorari in this cause until after November 24 next,

It is ordered by this Court that the said motion be, and the same is hereby, granted.

Per Mr. Chief Justice Hughes.

The State of New Jersey, Complainant,
13, Original. vs.
The State of Delaware.

The report of the Special Master was submitted to the consideration of the Court by Mr. William L. Rawls, Special Master.

State of Alabama, Complainant,
— Original.
State of Arizona, et al.

The returns to the rules to show cause herein were presented to the Court.

J. H. Merriam, as Executor of the Will and Estate of Alice K. Day, Deceased, Petitioner,
69 vs.
The United States District Court in and for the District ofArizona.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Ninth Circuit.

It appearing to the Court that counsel for the respective parties have filed a stipulation providing for the dismissal of the petition for writ of certiorari in this cause;

Therefore, in pursuance of said stipulation, it is ordered that the petition for writ of certiorari in this cause be, and the same is hereby, dismissed.

Per Mr. Chief Justice Hughes.

Plaza Amusement Company and
Saenger Theatres, Inc.,
Petitioners,
268 vs.
Levi Rothenberg, et al.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Fifth Circuit.

It appearing to the Court that counsel for the respective parties have filed a stipulation providing for the dismissal of the petition for writ of certiorari in this cause;

Therefore, in pursuance of said stipulation, it is ordered that the petition for writ of certiorari in this cause be, and the same is hereby, dismissed.

Per Mr. Chief Justice Hughes.

Central Kentucky Natural Gas Company,
Appellant,
11 vs.
Railroad Commission of Kentucky, et al.

This case was passed until tomorrow.

John Factor, Petitioner,
2 vs.
M. C. W. Laubenheimer, United States Marshal, et al.

This case was reargued by Mr. Newton D. Baker for the petitioner, and by Mr. William D. Mitchell for respondent, Godfrey Haggard, His Brittanic Majesty's Consul General.

J. J. Mathanson, Petitioner,
39 vs.
The United States of America.

This case was argued by Mr. Frederic M. P. Pearse for the petitioner, and by Mr. Assistant Solicitor General MacLean for the respondent.

Charles A. Shepard, Petitioner,
50 vs.
The United States of America.

The argument of this case was commenced by Mr. Harry W. Colmery for the petitioner, and continued by Mr. Solicitor General Biggs for the respondent.

Proclamation being made the Court is adjourned until tomorrow at 12 o'clock.

Pursuant to adjournment the Court met at the Capitol.

PRESENT:

The Honorable Charles E. Hughes, Chief Justice,
Willis Van Devanter,
James C. McReynolds,
Louis D. Brandeis,
George Sutherland, Associate Justices.
Pierce Butler,
Harlan F. Stone,
Owen J. Roberts,
Benjamin N. Cardozo,
Frank K. Green, Esquire, Marshal,
Charles Elmore Cropley, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. Washington Bowie, Jr., It is ordered that John Lichty, Esquire, of Portland, State of Oregon, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Anthony J. Dimond, It is ordered that Harry F. Morton, Esquire, of Anchorage, Territory of Alaska, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Warren McLaine, It is ordered that W. B. Woodson, Esquire, of Washington, District of Columbia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Lunsford Hamner, It is ordered that H. Eugene Gardner, Esquire, of Glenside, State of Pennsylvania, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Seth W. Richardson, It is ordered that Thomas H. Middleton, Esquire, of New York City, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. James S. Y. Ivins, It is ordered that George B. Guthrie, Esquire, of Portland, State of Oregon, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Samuel W. McIntosh, It is ordered that Frank H. Patton, Esquire, of Santa Fe, State of New Mexico, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Solicitor General Biggs, It is ordered that Herbert M. Bingham, Esquire, of Butte, State of Montana, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Marvin Jones, It is ordered that F. D. Wright, Esquire, of Cisco, State of Texas, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

The Chief Justice announced the following orders of the Court:

The State of Vermont, Complainant,
2, Original. vs.
The State of New Hampshire.

The Court, being advised that the parties hereto desire that the decree to be entered herein shall provide for the appointment of a commissioner to mark upon the ground such parts of the boundary line between the State of Vermont and the State of New Hampshire, settled and determined by this Court, as shall be designated by the parties hereto.

It is now ordered that before entry of the decree herein, and within sixty days from the date hereof, each State shall give written notice to the other State of the points between which such State desires that such boundary line shall be definitively marked by monuments, with proper inscriptions, and within said time shall file proof of said notice with the Clerk of this Court. If the two States so elect they may within such sixty days file with the Clerk of this Court, in lieu of such notices, a stipulation containing an agreed designation of the parts of the boundary to be so marked.

Per Mr. Chief Justice Hughes.

Central Kentucky Natural Gas Company, Appellant,
11 vs.
Railroad Commission of Kentucky, et al.

On consideration of the motion of Mrs. George Hignight, et al. to quash the citation and dismiss the appeal herein,

It is ordered by this Court that the said motion be, and the same is hereby, denied.

And it is further ordered that the case be, and the same is hereby, reassigned for argument on Monday, November 6, next, after the cases heretofore assigned for that day.

Per Mr. Chief Justice Hughes.

Charles A. Shepard, Petitioner,
50 vs.
The United States of America.

The argument of this case was continued by Mr. Solicitor General Biggs for the respondent, and concluded by Mr. Charles L. Kagey for the petitioner.

Fidelity and Deposit Company of Maryland, Petitioner,
1 vs.
George C. Arenz.

This case was argued by Mr. John Lichty for the petitioner, and was submitted by Mr. John C. Veatch for the respondent.

Columbia-Deschutes Power Company, Appellant,
3 vs.
Charles E. Stricklin, as State Engineer of the State of Oregon.

This case was argued on the motion to dismiss by Mr. Willis S. Moore, for the appellee, in support thereof, and by Mr. Arthur L. Veazie, for the appellant, in opposition thereto.

Columbia-Deschutes Power Company, Appellant,
3 vs.
Charles E. Stricklin, as State Engineer of the State of Oregon.

Appeal from the Supreme Court of the State of Oregon.

This cause came on to be heard on the motion to dismiss the appeal herein, and was argued by counsel.

On consideration whereof, It is ordered by this Court that the motion to dismiss the appeal herein be, and the same is hereby, granted.

Per Mr. Chief Justice Hughes.

Krauss Bros. Lumber Company, Petitioner,
4 vs.
Dimon Steamship Corporation, claimant, etc.

The argument of this case was commenced by Mr. Lane Summers, for the petitioner, continued by Mr. Claude K. Wakefield for the respondent, and by Mr. Lane Summers, for the petitioner.

Pursuant to adjournment the Court met at the Capitol.

PRESENT:

The Honorable Charles E. Hughes, Chief Justice,
Willis Van Devanter,
JamesC. McReynolds,
Louis D. Brandeis,
George Sutherland, Associate Justices.
Pierce Butler,
Harlan F. Stone,
Owen J. Roberts,
Benjamin N. Cardozo,
Frank K. Green, Esquire, Marshal,
Charles Elmore Cropley, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. Joseph W. Henderson, It is ordered that Edward E. Decker, Esquire, of Philadelphia, State of Pennsylvania, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Joseph W. Henderson, It is ordered that David L. Ullman, Esquire, of Philadelphia, State of Pennsylvania, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. William Allen Tarver, It is ordered that Dexter Hamilton, Esquire, of Dallas, State of Texas, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Frank Henry Renaud, It is ordered that Charles Lorin Clark, Esquire, of Fresno, State of California, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Fulton M. Brylawski, It is ordered that Henry Herzbrun, Esquire, of New York City, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Theodore A. Walters, It is ordered that Bert H. Miller, Esquire, of Boise, State of Idaho, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Jo V. Morgan, It is ordered that Mortimer C. Lyddane, Esquire, of Washington, District of Columbia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Frederick D. Silber, It is ordered that Herbert W. Hirsh, Esquire, of Chicago, State of Illinois, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Elmer Thomas, It is ordered that Samuel A. Boorstin, Esquire, of Tulsa, State of Oklahoma, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. William L. Hill, It is ordered that James Messer, Jr., Esquire, of Tallahassee, State of Florida, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Harry H. Peterson, It is ordered that Harold E. Stassen, Esquire, of South St. Paul, State of Minnesota, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Fulton M. Brylawski, It is ordered that Simon Fleishman, Esquire, of Washington, District of Columbia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Riley J. Wilson, It is ordered that Jones T. Prowell, Esquire, of New Orleans, State of Louisiana, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. William D. Harris, It is ordered that Bolivar Pagan, Esquire, of San Juan, Puerto Rico, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

Herman Snyder,

Petitioner,

241 vs.

Commonwealth of Massachusetts.

This Court having granted the petition for writ of certiorari in the above entitled cause on October 9, 1933,

It is now ordered that the stay of the judgment and sentence in this cause granted by Mr. Justice Brandeis on July 1, 1933, be, and the same is hereby, continued in full force and effect until the final disposition of the case in this Court or further order which this Court may deem proper.

Per Mr. Chief Justice Hughes.

Krauss Bros. Lumber Company,

Petitioner,

4 vs.

Dimon Steamship Corporation,

claimant, etc.

The argument of this case was concluded by Mr. Lane Summers for the petitioner.

Ivan E. Oakes, Petitioner, 5 vs. Ben Lake, as Sheriff, etc.	This case was argued by Mr. George B. Guthrie for the petitioner, and was submitted by Mr. William Healy for the respondent.
The State of Minnesota, Petitioner, 7 vs. George Blasius.	The argument of this case was commenced by Mr. Harry H. Peterson for the petitioner; continued by Mr. Harold E. Stassen for the petitioner; and by Mr. D. L. Grannis for the respondent; and concluded by Mr. Harry H. Peterson for the petitioner.
Cullen Fuel Company, Inc., owner, etc., Petitioner, 9 vs. W. E. Hedger, Inc., Bailee of Cargo.	This case was argued by Mr. Horace L. Cheyney for the petitioner, and by Mr. Thomas H. Middleton for the respondent. Leave was granted to file reply brief for petitioner.
Concordia Fire Insurance Company, Appellant, 12 vs. The People of the State of Illinois.	The argument of this case was commenced by Mr. George Wharton Pepper for the appellant, and continued by Mr. Hiram T. Gilbert for the appellee.

THURSDAY, OCTOBER 12, 1933

Pursuant to adjournment the Court met at the Capitol.

PRESENT:

The Honorable Charles E. Hughes, Chief Justice,
Willis Van Devanter,
James C. McReynolds,
Louis D. Brandeis,
George Sutherland, Associate Justices.
Pierce Butler,
Harlan F. Stone,
Owen J. Roberts,
Benjamin N. Cardozo,
Frank K. Green, Esquire, Marshal,
Charles Elmore Cropley, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. D. Heywood Hardy, It is ordered that Lester H. Loble, Esquire, of Helena, State of Montana, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. M. Maurice Parshall, It is ordered that Carl R. Perkins, Esquire, of Nashville, State of Tennessee, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. S. Wallace Dempsey, It is ordered that Budd Samuel Weisser, Esquire, of Brooklyn, [illegible], State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. R. E. Whiting, It is ordered that Thos. M. Lyles, Esquire, of Spartansburg, State of South Carolina, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Frank J. Wideman, It is ordered that B. F. Paty, Esquire, of West Palm Beach, State of Florida, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Frederick D. Silber, It is ordered that George A. Gordon, Esquire, of Chicago, State of Illinois, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Dozier A. DeVane, It is ordered that Francis B. Winthrop, Esquire, of Tallahassee, State of Florida, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. R. E. Whiting, It is ordered that Stephen Nettles, Esquire, of Greenville, State of South Carolina, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

Concordia Fire Insurance Company, Appellant,	The argument of this case was continued by Mr. Hiram T. Gilbert for the appellee,
12 vs.	and concluded by Mr. George Wharton
The People of the State of Illinois.	Pepper for the appellant.
Charles P. Bullard, et al., Petitioners,	The case was argued by Mr. Dexter
10 vs.	Hamilton for the petitioners, and by Mr.
City of Cisco, Texas.	F. D. Wright for the respondent.
The Trainor Company, Petitioner,	This case was argued by Mr. David L.
13 vs.	Ullman for the petitioner, and by Mr.
The Aetna Casualty & Surety Company.	Joseph W. Henderson for the respondent. Leave granted petitioner to file additional brief by tomorrow.

W. A. Yarborough,

Petitioner,

14 vs.

Sadie Yarborough, by her guardian ad litem, R. D. Blowers.

The argument of this case was commenced by Mr. Stephen Nettles for the petitioner.

Pursuant to adjournment the Court met at the Capitol.

PRESENT:

The Honorable Charles E. Hughes, Chief Justice,
Willis Van Devanter,
James C. McReynolds,
Louis D. Brandeis,
George Sutherland, Associate Justices.
Pierce Butler,
Harlan F. Stone,
Owen J. Roberts,
Benjamin N. Cardozo,
Frank K. Green, Esquire, Marshal,
Charles Elmore Cropley, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. William Merrick Parker, It is ordered that Harry Spencer Snyder, Esquire, of Sioux City, State of Iowa, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. H. H. Taylor, It is ordered that William H. Burwell, Esquire, of Miami, State of Florida, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Wright Clark, It is ordered that Sidney J. Watts, Esquire, of Pittsburgh, State of Pennsylvania, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Raymond M. Hudson, It is ordered that Lloyd H. Dopp, Esquire, of Laredo, State of Texas, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

W. A. Yarborough, Petitioner,
14 vs.
Sadie Yarborough, by her guardian ad litem, R. D. Blowers.

The argument of this case was continued by Mr. Stephen Nettles for the petitioner, and concluded by Mr. Thomas M. Lyles for the respondent.

E. P. Jacobs and Augustus Gunter, Executor of the Last Will of Mrs. S. B. Gunter, deceased, Petitioners,
15 vs.
The United States of America.

This case was argued by Mr. Charles C. Moore for the petitioner, and by Mr. Solicitor General Biggs for the respondent.

The United States of America, et al., Appellants,
17 vs.
The State of Louisiana, et al.

This case was argued by Mr. Daniel W. Knowlton for the appellants, The United States and The Interstate Commerce Commission, and by Mr. Wylie M. Barrow, for the appellant, New Orleans & Northeastern Railroad Company, and by Mr. Harry McCall, for the appellants, The Texas & New Orleans Railroad Company, et al.

David Burnet, Commissioner of Internal Revenue, Petitioner,
18 vs.
Northern Coal Company;

David Burnet, Commissioner of Internal Revenue, Petitioner,
19 vs.
C. H. Sprague & Son Company;

David Burnet, Commissioner of Internal Revenue, Petitioner,
21 vs.
Oswego and Syracuse Railroad Company.

The argument of these cases was commenced by Mr. Erwin N. Griswold for the petitioner, and continued by Mr. Paul P. Myers for the respondents in Nos. 18 and 19.

Proclamation being made the Court is adjourned until Monday next at 12 o'clock.

MONDAY, OCTOBER 16, 1933

Pursuant to adjournment the Court met at the Capitol.

PRESENT:

The Honorable Charles E. Hughes, Chief Justice,
Willis Van Devanter,
James C. McReynolds,
Louis D. Brandeis,
George Sutherland,
Pierce Butler,
Harlan F. Stone,
Owen J. Roberts,
Benjamin N. Cardozo, Associate Justices.
Frank K. Green, Esquire, Marshal,
Charles Elmore Cropley, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. Daniel M. Kelly, It is ordered that Miss Fanney Neyman, of Washington, District of Columbia, be admitted to practice as an Attorney and Counsellor of this Court, and she was sworn accordingly.

On motion first made to the Court in this behalf by Mr. A. A. Davidson, It is ordered that Edgar Waite Clark, Esquire, of Pawnee, State of Oklahoma, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. John M. Sternhagen, It is ordered that Edmond M. Cook, Esquire, of Davenport, State of Iowa, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Joseph Conrad Fehr, It is ordered that William John Kenney, Esquire, of San Francisco, State of California, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. W. W. Montgomery, Jr., It is ordered that C. Brewster Rhoads, Esquire, of Philadelphia, State of Pennsylvania, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Henry F. Ashurst, It is ordered that Michael Edward Cassidy, Esquire, of Phoenix, State of Arizona, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Daniel M. Kelly, It is ordered that John A. Groeneveld, Esquire, of Butte, State of Montana, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

The Chief Justice announced the following order of the Court:

Columbia-Deschutes Power Company,
Appellant,
3 vs. Appeal from the Supreme Court of the
Charles E. Stricklin, as State Engineer of the State of Oregon. State of Oregon.

This cause came on to be heard on the transcript of the record from the Supreme Court of the State of Oregon, and was argued by counsel.

On consideration whereof, It is now here ordered and adjudged by this Court that the appeal herein be, and the same is hereby, dismissed for the want of jurisdiction.

Per Mr. Chief Justice Hughes.

The Chief Justice said:

The other orders of the Court appear upon the list certified to by the Chief Justice and filed with the clerk, and will not be announced orally.

The State of Louisiana, Complainant,

6, Original. vs.

The State of Mississippi.

And now, October 16, 1933, the Court having considered the statement dated June 19, 1933, filed by Samuel S. Gannett, Commissioner, showing the work done, time employed, and expenses incurred by him in running, locating and marking the boundary line between the States of Louisiana and Mississippi, as directed by the decree herein of April 13, 1931 (283 U. S. 793), by which it was, inter alia, ordered, adjudged and decreed that the costs of its execution, including the compensation and expenses of the Commissioner, should be borne in equal parts by the two States; and it appearing thereby that the amount expended by the said Commissioner in the premises is $2,819.62, and that the same has been repaid to the Commissioner in equal parts by the two States; the said report is hereby approved and adopted.

The compensation of the Commissioner for the work done by him as shown in such report is hereby fixed at $2600.00.

It is ordered that the action of the two States in paying the expenses incurred by the Commissioner be approved.

It is further ordered that the two States shall pay in equal shares the amount hereby fixed as compensation of the Commissioner for the work done by him.

Per Mr. Chief Justice Hughes.

The State of Alabama, Complainant,

— Original. vs.

The States of Arizona, et al.

The returns to the rules to show cause are received and ordered filed. The case is assigned for argument on the rules and returns on Monday, January 8 next. Briefs for the complainant to be filed two weeks before the date fixed for argument, and briefs for the defendants to be filed one week before that date.

Per Mr. Chief Justice Hughes.

The State of New Jersey, Complainant,

13, Original. vs.

The State of Delaware.

The report of the Special Master is received and ordered to be filed. Exceptions, if any, to the report of the Special Master are to be filed on or before November 27 next. Briefs, if any, are to be filed on or before December 18 next. Reply briefs, if any, are to be filed on or before January 2 next, and the case is assigned for argument on exceptions to the report of the special Master, if any, on Monday, January 8 next.

Per Mr. Chief Justice Hughes.

Howard C. Dickerson, alias Harry C. Wimbley, alias John C. Dickerson, etc., Petitioner,

374 vs.

The United States of America.

On consideration of the motion for leave to proceed further herein in forma pauperis,

It is ordered by this Court that the said motion be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Howard C. Dickerson, alias Harry C. Wimbley, alias John C. Dickerson, etc., Petitioner,

374 vs.

The United States of America.

On petition for writ of certiorari to the Court of Appeals of the District of Columbia.

On consideration of the petition for a writ of certiorari herein to the Court of Appeals of the District of Columbia, and of the argument of counsel thereupon had,

It is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

John S. Funk, Petitioner,

394 vs.

The United States of America.

On consideration of the motion for leave to proceed further herein in forma pauperis,

It is ordered by this Court that the said motion be, and the same is hereby, granted.

Per Mr. Chief Justice Hughes.

John S. Funk, Petitioner,

394 vs. Order allowing certiorari.

The United States of America.

The petition herein for a writ of certiorari to the United States Circuit Court of Appeals for the Fourth Circuit is granted, limited to the question as to what law is applicable to the determination of the competency of the wife of the petitioner as a witness. The case is advanced and assigned for argument on Monday, November 13 next.

And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

Conrad Wolfle, Petitioner,

338 vs. Order allowing certiorari.

The United States of America.

The petition herein for a writ of certiorari to the United States Circuit Court of Appeals for the Ninth Circuit is granted, limited to the question as to what law is applicable to the determination of the question of privilege which was raised at the trial. The case is advanced and assigned for argument immediately following No. 394 on Monday, November 13 next.

And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

City of Marion, Illinois, a Municipal Corporation, et al., Petitioners,

400 vs.

Ben Sneeden, as Receiver of the City National Bank of Herrin, Illinois. Order allowing certiorari.

The petition herein for a writ of certiorari to the United States Circuit Court of Appeals for the Seventh Circuit is granted, and the case is assigned for argument immediately following No. 128.

And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

Interstate Commerce Commission, Petitioner,

361 vs.

The Pennsylvania Railroad Company and Pennsylvania Company. Order allowing certiorari.

The petition herein for a writ of certiorari to the United States Circuit Court of Appeals for the Third Circuit is granted. And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

M. D. Chandler, Receiver of Diamond Motor Parts Company, Petitioner,

414 vs.

Jesse E. Manifold. On petition for writ of certiorari to the Supreme Court of the State of Colorado.

On consideration of the petition for a writ of certiorari herein to the Supreme Court of the State of Colorado, and of the argument of counsel thereupon had,

It is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Joseph McReynolds and Ellen McReynolds,

Petitioners,

313 vs.

Federal American National Bank and Trust Company of Washington.

On petition for writ of certiorari to the Court of Appeals of the District of Columbia.

On consideration of the petition for a writ of certiorari herein to the Court of Appeals of the District of Columbia, and of the argument of counsel thereupon had,

It is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Nicholas Pizzitolo,

Petitioner,

353 vs.

The United States of America.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Fifth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Fifth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

John Vinkemulder,

Petitioner,

354 vs.

The United States of America.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Fifth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Fifth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

H. L. Williford,

Petitioner,

356 vs.

Kansas City Southern Railway Company.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Fifth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Fifth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Becker Steel Company of America,

Petitioner,

357 vs.

Frederick C. Hicks, as Alien Property Custodian and Frank White, as Treasurer of the United States.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Second Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Norma A. Martin,

Petitioner,

360 vs.

Royal Mail Steam Packet Company and Bermuda Transportation Company, Ltd.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Second Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Detroit Fidelity and Surety Company, Petitioner,
362 vs.
The Third National Bank of Miami.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Fifth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Fifth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

New Orleans and Great Northern Railroad Company, et al., Petitioners,
365 vs.
Mrs. Vivian Branton, Administratrix of the Estate of M. M. Branton, Deceased.

On petition for writ of certiorari to the Supreme Court of the State of Mississippi.

On consideration of the petition for a writ of certiorari herein to the Supreme Court of the State of Mississippi, and of the argument of counsel thereupon had,

It is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Wabash Railway Company, Petitioner,
367 vs.
The City of St. Louis, Missouri.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Eighth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Eighth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

M. E. Garrison, as Trustee of
Henry J. Tiemeier, Bankrupt,
Petitioner,
368 vs.
Charles W. Johnson and E. F. Nelson,
Receiver and Assistant Receiver,
Respectively of the Lincolnville State
Bank of Lincolnville, Kansas.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Tenth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Tenth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Plibrico Jointless Firebrick
Company,
Petitioner,
369 vs.
Israel Caigan.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the First Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the First Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Empire Storage & Ice Company,
Petitioner,
371 vs.
National Match Company.

On petition for writ of certiorari to the Kansas City Court of Appeals, State of Missouri.

On consideration of the petition for a writ of certiorari herein to the Kansas City Court of Appeals, State of Missouri, and of the argument of counsel thereupon had,

It is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Grace Line, Inc.,
Petitioner,
372 vs.
Edwin A. Toulon.

On petition for writ of certiorari to the Supreme Court of the State of New York.

On consideration of the petition for a writ of certiorari herein to the Supreme Court of the State of New York, and of the argument of counsel thereupon had,

It is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Independent Taxi Owners Association, Inc.,
Petitioner,
373 vs.
James Callas.

On petition for writ of certiorari to the Court of Appeals of the District of Columbia.

On consideration of the petition for a writ of certiorari herein to the Court of Appeals of the District of Columbia, and of the argument of counsel thereupon had,

It is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Crompton & Knowles Loom Works,
Petitioner,
375 vs.
Thomas W. White, Collector.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the First Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the First Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Dorothy Karl, Petitioner, vs. New York Central Railroad Company. 376 — On petition for writ of certiorari to the Supreme Court of the State of Michigan.

On consideration of the petition for a writ of certiorari herein to the Supreme Court of the State of Michigan, and of the argument of counsel thereupon had,

It is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

American Tobacco Company, Petitioner, vs. The United States. 377 — On petition for writ of certiorari to the Court of Claims.

On consideration of the petition for a writ of certiorari herein to the Court of Claims and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

P. Lorillard and Company, Petitioner, vs. The United States. 378 — On petition for writ of certiorari to the Court of Claims.

On consideration of the petition for a writ of certiorari herein to the Court of Claims and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

S. Anargyros,

Petitioner,

379 vs.

The United States.

On petition for writ of certiorari to the Court of Claims.

On consideration of the petition for a writ of certiorari herein to the Court of Claims and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

The Delaware and Hudson Company,

Petitioner,

380 vs.

Commissioner of Internal Revenue.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Second Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Marshal Stearns, Ancillary Administrator C. T. A. of the Estate of Carl Richard Hieronymus, Deceased,

Petitioner,

381 vs.

David Burnet, Commissioner of Internal Revenue.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Second Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

David Burnet, Commissioner of
Internal Revenue,

Petitioner, On petition for writ of certiorari
382 vs. to the United States Circuit Court
Mutual Life Insurance Company of of Appeals for the Second Circuit.
New York.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Second Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

The United States,

Petitioner, On petition for writ of certiorari
383 vs. to the Court of Claims.
Ernest C. Whitbeck, Receiver of
L-W-F Engineering Company, Inc.

On consideration of the petition for a writ of certiorari herein to the Court of Claims and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

The United States,

Petitioner, On petition for writ of certiorari
384 vs. to the Court of Claims.
Highland Milk Condensing Company.

On consideration of the petition for a writ of certiorari herein to the Court of Claims and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

The United States,

Petitioner,

385 vs.

Helvetia Milk Condensing Company.

On petition for writ of certiorari to the Court of Claims.

On consideration of the petition for a writ of certiorari herein to the Court of Claims and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

The United States,

Petitioner,

386 vs.

Chicago, Indianapolis & Louisville Railway Company.

On petition for writ of certiorari to the Court of Claims.

On consideration of the petition for a writ of certiorari herein to the Court of Claims and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

The Lamson Company, Inc.,

Petitioner,

387 vs.

O. C. Ingalls, Trustee for the Armbruster Store Company, Bankrupt.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Sixth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Sixth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

David Burnet, Commissioner of
Internal Revenue,
Petitioner,
389 vs.
Chicago and North Western Railway Company.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Seventh Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Seventh Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

David Burnet, Commissioner of
Internal Revenue,
Petitioner,
390 vs.
Chicago and North Western Railway Company.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Seventh Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Seventh Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

David Burnet, Commissioner of
Internal Revenue,
Petitioner,
391 vs.
Norfolk Southern Railroad Company.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Fourth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Fourth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

The Texas and Pacific Railway Company,

Petitioner,

392 vs.

The United States.

On petition for writ of certiorari to the Court of Claims.

On consideration of the petition for a writ of certiorari herein to the Court of Claims and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

The United States,

Petitioner,

395 vs.

The White Motor Company.

On petition for writ of certiorari to the Court of Claims.

On consideration of the petition for a writ of certiorari herein to the Court of Claims and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

W. R. Ramsey,

Petitioner,

397 vs.

Guy T. Helvering, Commissioner of Internal Revenue.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Tenth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Tenth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Louis Zuckerkandel and Abraham Lieberman, Petitioners, vs. The United States of America. 398

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Second Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Lew Lysle Harr, Jr., as Executor of the Estate of Lew Lysle Harr, Deceased, et al., etc., Petitioners, vs. Pioneer Mechanical Corporation. 401

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Second Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Columbo Company, Petitioner, vs. The United States 402

On petition for writ of certiorari to the United States Court of Customs and Patent Appeals.

On consideration of the petition for a writ of certiorari herein to the United States Court of Customs and Patent Appeals, and of the argument of counsel thereupon had,

It is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Marvel Carburetor Company, Petitioner, vs. William C. Carter. — On petition for writ of certiorari to the Supreme Court of the State of Michigan.

403

On consideration of the petition for a writ of certiorari herein to the Supreme Court of the State of Michigan, and of the argument of counsel thereupon had,

It is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

George Crawford, Petitioner, vs. Frank G. Hale, Lieutenant Detective, Massachusetts State Police. — On petition for writ of certiorari to the United States Circuit Court of Appeals for the First Circuit.

405

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the First Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Globe Indemnity Company, Petitioner, vs. C. H. Earle, Inc. — On petition for writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

406

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Second Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Rose Fitz Gerald,

Petitioner,

407 vs.

The Equitable Life Assurance Society of the United States.

On petition for writ of certiorari to the Court of Appeals of the State of New York.

On consideration of the petition for a writ of certiorari herein to the Court of Appeals of the State of New York, and of the argument of counsel thereupon had,

It is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Kloise Fain,

Petitioner,

409 vs.

Cady Lumber Company.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Ninth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Ninth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Vito Luppino,

Petitioner,

410 vs.

The United States of America.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Ninth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Ninth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

J. Henry Neal, et al., Trustees of First People's Trust, Petitioners, vs. Commissioner of Internal Revenue.

411 — On petition for writ of certiorari to the United States Circuit Court of Appeals for the First Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the First Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Tower Hill Connellsville Coke Company of West Virginia, etc., Petitioner, vs. Piedmont Coal Company, etc., et al.

412 — On petition for writ of certiorari to the United States Circuit Court of Appeals for the Fourth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Fourth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

The Chesapeake and Ohio Railway Company, Petitioner, vs. Arthur B. Anderson.

413 — On petition for writ of certiorari to the Supreme Court of the State of Illinois.

On consideration of the petition for a writ of certiorari herein to the Supreme Court of the State of Illinois, and of the argument of counsel thereupon had,

It is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Abe Weinberg,

Petitioner,

415 vs.

The United States of America.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Second Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Rocco Delarmi,

Petitioner,

416 vs.

The United States of America.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Second Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

The Chief Justice also announced the following order:

ORDER

The Court will take a recess from Monday, October 23, until Monday, November 6 next.

David Burnet, Commissioner of Internal Revenue, Petitioner,

18 vs.

Northern Coal Company.

The resignation of David Burnet, as Commissioner of Internal Revenue, and the appointment of Guy T. Helvering, having been suggested,

It is, on motion of Mr.Solicitor General Biggs, ordered by this Court that Guy T. Helvering, present Commissioner of Internal Revenue, be substituted and made the party petitioner in this cause.

Per Mr. Chief Justice Hughes.

David Burnet, Commissioner of Internal Revenue, Petitioner,

19 vs.

G. H. Sprague & Son Co.

The resignation of David Burnet, as Commissioner of Internal Revenue, and the appointment of Guy T. Helvering, having been suggested,

It is, on motion of Mr. Solicitor General Biggs, ordered by this Court that Guy T. Helvering, present Commissioner of Internal Revenue, be substituted and made the party petitioner in this cause.

Per Mr. Chief Justice Hughes.

David Burnet, Commissioner of Internal Revenue, Petitioner,

20 vs.

United States Refractories Corporation.

The resignation of David Burnet, as Commissioner of Internal Revenue, and the appointment of Guy T. Helvering, having been suggested,

It is, on motion of Mr. Solicitor General Biggs, ordered by this Court that Guy T. Helvering, present Commissioner of Internal Revenue, be substituted and made the party petitioner in this cause.

Per Mr. Chief Justice Hughes.

David Burnet, Commissioner of Internal Revenue, Petitioner,

21 vs.

Oswego and Syracuse Railroad Company.

The resignation of David Burnet, as Commissioner of Internal Revenue, and the appointment of Guy T. Helvering, having been suggested,

It is, on motion of Mr. Solicitor General Biggs, ordered by this Court that Guy T. Helvering, present Commissioner of Internal Revenue, be substituted and made the party petitioner in this cause.

Per Mr. Chief Justice Hughes.

David Burnet, Commissioner of Internal Revenue, Petitioner,

25 vs.

Nanaline H. Duke, et al.

The resignation of David Burnet, as Commissioner of Internal Revenue, and the appointment of Guy T. Helvering, having been suggested,

It is, on motion of Mr. Solicitor General Biggs, ordered by this Court that Guy T. Helvering, present Commissioner of Internal Revenue, be substituted and made the party petitioner in this cause.

Per Mr. Chief Justice Hughes.

David Burnet, Commissioner of Internal Revenue, Petitioner,

75 vs.

Julia Butterworth, et al.

The resignation of David Burnet, as Commissioner of Internal Revenue, and the appointment of Guy T. Helvering, having been suggested,

It is, on motion of Mr. Solicitor General Biggs, ordered by this Court that Guy T. Helvering, present Commissioner of Internal Revenue, be substituted and made the party petitioner in this cause.

Per Mr. Chief Justice Hughes.

David Burnet, Commissioner of Internal Revenue, Petitioner,

76 vs.

Fidelity-Philadelphia Trust Company, Trustee, etc.

The resignation of David Burnet, as Commissioner of Internal Revenue, and the appointment of Guy T. Helvering, having been suggested,

It is, on motion of Mr. Solicitor General Biggs, ordered by this Court that Guy T. Helvering, present Commissioner of Internal Revenue, be substituted and made the party petitioner in this cause.

Per Mr. Chief Justice Hughes.

David Burnet, Commissioner of Internal Revenue, Petitioner,

77 vs.

Frank Pardee, et al.

The resignation of David Burnet, as Commissioner of Internal Revenue, and the appointment of Guy T. Helvering, having been suggested,

It is, on motion of Mr. Solicitor General Biggs, ordered by this Court that Guy T. Helvering, present Commissioner of Internal Revenue, be substituted and made the party petitioner in this cause.

Per Mr. Chief Justice Hughes.

David Burnet, Commissioner of Internal Revenue, Petitioner,

78 vs.

Title Guarantee Loan & Trust Co., as Trustee, etc.

The resignation of David Burnet, as Commissioner of Internal Revenue, and the appointment of Guy T. Helvering, having been suggested,

It is, on motion of Mr. Solicitor General Biggs, ordered by this Court that Guy T. Helvering, present Commissioner of InternalRevenue, be substituted and made the party petitioner in this cause.

Per Mr. Chief Justice Hughes.

David Burnet, Commissioner of Internal Revenue, Petitioner,

158 vs.

Charles J. Canfield.

The resignation of David Burnet, as Commissioner of Internal Revenue, and the appointment of Guy T. Helvering, having been suggested,

It is, on motion of Mr. Solicitor General Biggs, ordered by this Court that Guy T. Helvering, present Commissioner of Internal Revenue, be substituted and made the party petitioner in this cause.

Per Mr. Chief Justice Hughes.

David Burnet, Commissioner of Internal Revenue, Petitioner,

225 vs.

Otto H. Falk, et al., etc.

The resignation of David Burnet, as Commissioner of Internal Revenue, and the appointment of Guy T. Helvering, having been suggested,

It is, on motion of Mr. Solicitor General Biggs, ordered by this Court that Guy T. Helvering, present Commissioner of Internal Revenue, be substituted and made the party petitioner in this cause.

Per Mr. Chief Justice Hughes.

David Burnet, Commissioner of Internal Revenue, Petitioner,

349 vs.

American Chicle Company.

The resignation of David Burnet, as Commissioner of Internal Revenue, and the appointment of Guy T. Helvering, having been suggested,

It is, on motion of Mr. Solicitor General Biggs, ordered by this Court that Guy T. Helvering, present Commissioner of Internal Revenue, be substituted and made the party petitioner in this cause.

Per Mr. Chief Justice Hughes.

David Burnet, Commissioner of Internal Revenue, Petitioner,

515 vs.

The Newport Company.

The resignation of David Burnet, as Commissioner of Internal Revenue, and the appointment of Guy T. Helvering, having been suggested,

It is, on motion of Mr. Solicitor General Biggs, ordered by this Court that Guy T. Helvering, present Commissioner of Internal Revenue, be substituted and made the party petitioner in this cause.

Per Mr. Chief Justice Hughes.

Thomas H. Welch, Petitioner,

33 vs.

Commissioner of Internal Revenue.

The resignation of David Burnet, as Commissioner of Internal Revenue, and the appointment of Guy T. Helvering, having been suggested,

It is, on motion of Mr. Solicitor General Biggs, ordered by this Court that Guy T. Helvering, present Commissioner of Internal Revenue, be substituted and made the party respondent in this cause.

Per Mr. Chief Justice Hughes.

Harold T. Griswold, et al., Petitioners.

38 vs.

Commissioner of Internal Revenue.

The resignation of David Burnet, as Commissioner of Internal Revenue, and the appointment of Guy T. Helvering, having been suggested,

It is, on motion of Mr. Solicitor General Biggs, ordered by this Court that Guy T. Helvering, present Commissioner of Internal Revenue, be substituted and made the party respondent in this cause.

Per Mr. Chief Justice Hughes.

John Freuler, Administrator, etc., Petitioner,

129 vs.

David Burnet, Commissioner of Internal Revenue.

The resignation of David Burnet, as Commissioner of Internal Revenue, and the appointment of Guy T. Helvering, having been suggested,

It is, on motion of Mr. Solicitor General Biggs, ordered by this Court that Guy T. Helvering, present Commissioner of Internal Revenue, be substituted and made the party respondent in this cause.

Per Mr. Chief Justice Hughes.

John Freuler, Administrator, etc., Petitioner,

130 vs.

David Burnet, Commissioner of Internal Revenue.

The resignation of David Burnet, as Commissioner of Internal Revenue, and the appointment of Guy T. Helvering, having been suggested,

It is, on motion of Mr. Solicitor General Biggs, ordered by this Court that Guy T. Helvering, present Commissioner of Internal Revenue, be substituted and made the party respondent in this cause.

Per Mr. Chief Justice Hughes.

John Freuler, Administrator, etc., Petitioner,

131 vs.

David Burnet, Commissioner of Internal Revenue.

The resignation of David Burnet, as Commissioner of Internal Revenue, and the appointment of Guy T. Helvering, having been suggested,

It is, on motion of Mr. Solicitor General Biggs, ordered by this Court that Guy T. Helvering, present Commissioner of Internal Revenue, be substituted and made the party respondent in this cause.

Per Mr. Chief Justice Hughes.

Marguerite T. Whitcomb, Petitioner,

139 vs.

David Burnet, Commissioner of Internal Revenue.

The resignation of David Burnet, as Commissioner of Internal Revenue, and the appointment of Guy T. Helvering, having been suggested,

It is, on motion of Mr. Solicitor General Biggs, ordered by this Court that Guy T. Helvering, present Commissioner of Internal Revenue, be substituted and made the party respondent in this cause.

Per Mr. Chief Justice Hughes.

Charlotte A. W. Lepic, Petitioner,

140 vs.

David Burnet, Commissioner of Internal Revenue.

The resignation of David Burnet, as Commissioner of Internal Revenue, and the appointment of Guy T. Helvering, having been suggested,

It is, on motion of Mr. Solicitor General Biggs, ordered by this Court that Guy T. Helvering, present Commissioner of Internal Revenue, be substituted and made the party respondent in this cause.

Per Mr. Chief Justice Hughes.

Marie M. E. C. T. Whitcomb, Petitioner,

141 vs.

David Burnet, Commissioner of Internal Revenue.

The resignation of David Burnet, as Commissioner of Internal Revenue, and the appointment of Guy T. Helvering, having been suggested,

It is, on motion of Mr. Solicitor General Biggs, ordered by this Court that Guy T. Helvering, present Commissioner of Internal Revenue, be substituted and made the party respondent in this cause.

Per Mr. Chief Justice Hughes.

Charlotte Andree Whitcomb Lepic, Petitioner,

142 vs.

David Burnet, Commissioner of Internal Revenue.

The resignation of David Burnet, as Commissioner of Internal Revenue, and the appointment of Guy T. Helvering, having been suggested,

It is, on motion of Mr. Solicitor General Biggs, ordered by this Court that Guy T. Helvering, present Commissioner of Internal Revenue, be substituted and made the party respondent in this cause.

Per Mr. Chief Justice Hughes.

Charlotte Andree Whitcomb Lepic, Petitioner,

143 vs.

David Burnet, Commissioner of Internal Revenue.

The resignation of David Burnet, as Commissioner of Internal Revenue, and the appointment of Guy T. Helvering, having been suggested,

It is, on motion of Mr. Solicitor General Biggs, ordered by this Court that Guy T. Helvering, present Commissioner of Internal Revenue, be substituted and made the party respondent in this cause.

Per Mr. Chief Justice Hughes.

Marie M. E. G. Whitcomb, Petitioner,

144 vs.

David Burnet, Commissioner of Internal Revenue.

The resignation of David Burnet, as Commissioner of Internal Revenue, and the appointment of Guy T. Helvering, having been suggested,

It is, on motion of Mr. Solicitor General Biggs, ordered by this Court that Guy T. Helvering, present Commissioner of Internal Revenue, be substituted and made the party respondent in this cause.

Per Mr. Chief Justice Hughes.

Louis A. Whitcomb, Petitioner,

145 vs.

David Burnet, Commissioner of Internal Revenue.

The resignation of David Burnet, as Commissioner of Internal Revenue, and the appointment of Guy T. Helvering, having been suggested,

It is, on motion of Mr. Solicitor General Biggs, ordered by this Court that Guy T. Helvering, present Commissioner of Internal Revenue, be substituted and made the party respondent in this cause.

Per Mr. Chief Justice Hughes.

Lydia L. Whitcomb, Petitioner,

146 vs.

David Burnet, Commissioner of Internal Revenue.

The resignation of David Burnet, as Commissioner of Internal Revenue, and the appointment of Guy T. Helvering, having been suggested,

It is, on motion of Mr. Solicitor General Biggs, ordered by this Court that Guy T. Helvering, present Commissioner of Internal Revenue, be substituted and made the party respondent in this cause.

Per Mr. Chief Justice Hughes.

Louise A. F. E. Whitcomb, Petitioner,

147 vs.

David Burnet, Commissioner of Internal Revenue.

The resignation of David Burnet, as Commissioner of Internal Revenue, and the appointment of Guy T. Helvering, having been suggested,

It is, on motion of Mr. Solicitor General Biggs, ordered by this Court that Guy T. Helvering, present Commissioner of Internal Revenue, be substituted and made the party respondent in this cause.

Per Mr. Chief Justice Hughes.

Lydia L. I. Whitcomb, Petitioner,

148 vs.

David Burnet, Commissioner of Internal Revenue.

The resignation of David Burnet, as Commissioner of Internal Revenue, and the appointment of Guy T. Helvering, having been suggested,

It is, on motion of Mr. Solicitor General Biggs, ordered by this Court that Guy T. Helvering, present Commissioner of Internal Revenue, be substituted and made the party respondent in this cause.

Per Mr. Chief Justice Hughes.

Lydia Louise Ida Whitcomb, Petitioner,

149 vs.

David Burnet, Commissioner of Internal Revenue.

The resignation of David Burnet, as Commissioner of Internal Revenue, and the appointment of Guy T. Helvering, having been suggested,

It is, on motion of Mr. Solicitor General Biggs, ordered by this Court that Guy T. Helvering, present Commissioner of Internal Revenue, be substituted and made the party respondent in this cause.

Per Mr. Chief Justice Hughes.

Louise A. F. E. Whitcomb, Petitioner,

150 vs.

David Burnet, Commissioner of Internal Revenue.

The resignation of David Burnet, as Commissioner of Internal Revenue, and the appointment of Guy T. Helvering, having been suggested,

It is, on motion of Mr. Solicitor General Biggs, ordered by this Court that Guy T. Helvering, present Commissioner of Internal Revenue, be substituted and made the party respondent in this cause.

Per Mr. Chief Justice Hughes.

Arthur M. Brown, Petitioner,

187 vs.

Commissioner of Internal Revenue.

The resignation of David Burnet, as Commissioner of Internal Revenue, and the appointment of Guy T. Helvering, having been suggested,

It is, on motion of Mr. Solicitor General Biggs, ordered by this Court that Guy T. Helvering, present Commissioner of Internal Revenue, be substituted and made the party respondent in this cause.

Per Mr. Chief Justice Hughes.

William R. Thorsen, Petitioner,

212 vs.

Commissioner of Internal Revenue.

The resignation of David Burnet, as Commissioner of Internal Revenue, and the appointment of Guy T. Helvering, having been suggested,

It is, on motion of Mr. Solicitor General Biggs, ordered by this Court that Guy T. Helvering, present Commissioner of Internal Revenue, be substituted and made the party respondent in this cause.

Per Mr. Chief Justice Hughes.

Ida A. Van Dyke, Petitioner,

311 vs.

Commissioner of Internal Revenue.

The resignation of David Burnet, as Commissioner of Internal Revenue, and the appointment of Guy T. Helvering, having been suggested,

It is, on motion of Mr. Solicitor General Biggs, ordered by this Court that Guy T. Helvering, present Commissioner of Internal Revenue, be substituted and made the party respondent in this cause.

Per Mr. Chief Justice Hughes.

Cleve W. Van Dyke, Petitioner,

312 vs.

Commissioner of Internal Revenue.

The resignation of David Burnet, as Commissioner of Internal Revenue, and the appointment of Guy T. Helvering, having been suggested,

It is, on motion of Mr. Solicitor General Biggs, ordered by this Court that Guy T. Helvering, present Commissioner of Internal Revenue, be substituted and made the party respondent in this cause.

Per Mr. Chief Justice Hughes.

Albert H. Ladner, Jr., Collector of Internal Revenue, etc., Petitioner,

153 vs.

Philadelphia Barge Company and National Surety Company.

The resignation of Albert H. Ladner, Jr., Collector of Internal Revenue for the First Collection District of Pennsylvania, and the appointment of Alvin F. Fix, having been suggested,

It is, on motion of Mr. Solicitor General Biggs, ordered that Alvin F. Fix, present Collector of Internal Revenue, be substituted and made the party petitioner in this cause.

Per Mr. Chief Justice Hughes.

The Celotex Company and Colin C. Bell and Hobart P. Young, Receivers of the Celotex Company, Petitioners,

455 vs.

Masonite Corporation.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Third Circuit.

It appearing to the Court that counsel for the respective parties have filed a stipulation providing for the dismissal of the petition for writ of certiorari in this cause;

Therefore, in pursuance of said stipulation, it is ordered that the petition for writ of certiorari in this cause be, and the same is hereby, dismissed.

Per Mr. Chief Justice Hughes.

Guy T. Helvering, Commissioner of Internal Revenue, Petitioner,

18 vs.

Northern Coal Company;

Guy T. Helvering, Commissioner of Internal Revenue, Petitioner,

19 vs.

C. H. Sprague & Son Company;

Guy T. Helvering, Commissioner of Internal Revenue, Petitioner,

21 vs.

Oswego and Syracuse Railroad Company.

The argument of these cases was continued by Mr. Paul F. Myers for the respondents in Nos. 18 and 19; by Mr. Douglas Swift for the respondent in No. 21; and concluded by Mr. Erwin N. Griswold for the petitioner.

Guy T. Helvering, Commissioner of Internal Revenue, Petitioner,

20 vs.

United States Refractories Corporation.

This case was argued by Mr. Erwin N. Griswold for the petitioner, and by Mr. W. W. Montgomery, Jr., for the respondent.

Butte, Anaconda & Pacific Railway Company, Petitioner,

8 vs.

The United States of America.

The argument of this case was commenced by Mr. Daniel M. Kelly for the petitioner, and continued by Mr. Assistant Attorney General Stephens for the respondent.

Proclamation being made the Court is adjourned until tomorrow at 12 o'clock.

Pursuant to adjournment the Court met at the Capitol.

PRESENT:

The Honorable Charles E. Hughes, Chief Justice,
Willis Van Devanter,
James C. McReynolds,
Louis D. Brandeis,
George Sutherland, Associate Justices.
Pierce Butler,
Harlan F. Stone,
Owen J. Roberts,
Benjamin N. Cardozo,
Frank K. Green, Esquire, Marshal,
Charles Elmore Cropley, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. Solicitor General Biggs, It is ordered that Will G. Beardslee, Esquire, of Seattle, State of Washington, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Robert R. Hendon, It is ordered that F. H. Reily, Esquire, of Shawnee, State of Oklahoma, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Charles A. Russell, It is ordered that Louis H. Pink, Esquire, of New York City, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. James S. Easby-Smith, It is ordered that David Asch, Esquire, of New York City, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Charles D. Hamel, It is ordered that James S. Hays, Esquire, of New York City, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Frank J. Staley, It is ordered that Burton G. Henson, Esquire, of Tampa, State of Florida, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. H. Kennedy McCook, It is ordered that Alfred Voyce, Esquire, of San Francisco, State of California, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

Butte, Anaconda & Pacific Railway Company, Petitioner,
8 vs.
The United States of America.

The argument of this case was concluded by Mr. Assistant Attorney General Stephens for the respondent.

Johnson Oil Refining Company, Appellant,
22 vs.
The State of Oklahoma, ex rel. C. E. Mitchell, County Attorney, etc., et al.;
Johnson Oil Refining Company, Appellant,
23 vs.
The State of Oklahoma, ex rel. C. E. Mitchell, County Attorney, etc., et al.;
Johnson Oil Refining Company, Appellant,
24 vs.
The State of Oklahoma, ex rel. C. E. Mitchell, County Attorney, etc., et al.

These cases were argued by Mr. A. A. Davidson for the appellant, and by Mr. Ed. Waite Clark for the appellees.

Guy T. Helvering, Commissioner of Internal Revenue,

Petitioner,

25 vs.

Nanaline H. Duke, et al.

The argument of this case was commenced by Mr. Solicitor General Biggs for the petitioner; continued by Mr. John W. Davis for the respondents; and concluded by Mr. Erwin N. Griswold for the petitioner.

Southern Railway Company,

Appellant,

26 vs.

Commonwealth of Virginia, ex rel. H. C. Shirley, State Highway Commissioner.

The argument of this case was commenced by Mr. Sidney S. Alderman for the appellant.

Proclamation being made the Court is adjourned until tomorrow at 12 o'clock.

Pursuant to adjournment the Court met at the Capitol.

PRESENT:

The Honorable Charles E. Hughes, Chief Justice,
Willis Van Devanter,
James C. McReynolds,
Louis D. Brandeis,
George Sutherland, Associate Justices.
Pierce Butler,
Harlan F. Stone,
Owen J. Roberts,
Benjamin N. Cardozo,
Frank K. Green, Esquire, Marshal,
Charles Elmore Cropley, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. William Merrick Parker, It is ordered that Wm. N. Haddad, Esquire, of Chicago, State of Illinois, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Don C. McMullen, It is ordered that M. A. McMullen, Esquire, of Clearwater, State of Florida, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Charles Kerr, It is ordered that Dean Emery, Esquire, of New York City, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Wade H. Ellis, It is ordered that Edwin P. Corbett, Esquire, of Columbus, State of Ohio, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Wade H. Ellis, It is ordered that John J. Mahoney, Esquire, of Columbus, State of Ohio, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. William Freeman, It is ordered that Vernon Cruickshank, Esquire, of Los Angeles, State of California, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

Southern Railway Company, Appellant,
26 vs.
Commonwealth of Virginia, ex rel. H. G. Shirley, State Highway Commissioner of Virginia.

The argument of this case was continued by Mr. J. F. Hall and by Mr. Brockenbrough Lamb for the appellee, and concluded by Mr. Thomas B. Gay for the appellant.

State of Missouri and Franklin Miller, etc., Petitioners,
27 vs.
Johanna F. Fiske, et al.

This case was argued by Mr. C. A. Buder, Jr., for the respondents, and was submitted by Mr. Gilbert Lamb for the petitioner.

Frank E. Cooper, as Trustee, etc., Petitioner,
30 vs.
R. F. Dasher.

This case was argued by Mr. C. Edmund Worth for the petitioner, and by Mr. Burton G. Henson for the respondent.

The United States of America, Petitioner,
31 vs.
F. H. Reily.

The argument of this case was commenced by Mr. Assistant Attorney General Sweeney for the petitioner, and continued by Mr. F. H. Reily for the respondent.

Proclamation being made the Court is adjourned until tomorrow at half

Pursuant to adjournment the Court met at the Capitol.

PRESENT:

The Honorable Charles E. Hughes, Chief Justice,
Willis Van Devanter,
James C. McReynolds,
Louis D. Brandeis,
George Sutherland,
Pierce Butler,
Harlan F. Stone,
Owen J. Roberts,
Benjamin N. Cardozo,
Associate Justices.
Frank K. Green, Esquire, Marshal,
Charles Elmore Cropley, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. Webster Ballinger, It is ordered that Lee D. Hall, Esquire, of Columbia, State of Mississippi, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Webster Ballinger, It is ordered that Luther A. Smith, Esquire, of Hattiesburg, State of Mississippi, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Edward L. Potter, It is ordered that Branch Bird, Esquire, of Gooding, State of Idaho, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. H. Prescott Gatley, It is ordered that Edwin De T. Bechtel, Esquire, of New York City, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Seth W. Richardson, It is ordered that William H. Shure, Esquire, of Fargo, State of North Dakota, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. James Lawrence Fly, It is ordered that Francis R. Taylor, Esquire, of Philadelphia, State of Pennsylvania, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Herman G. Kopald, It is ordered that Alfred W. Bressler, Esquire, of New York City, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

The State of New Jersey,
Complainant,
12, Original. vs.
The City of New York.

The report of the Special Master herein was submitted to the consideration of the Court by Mr. Edward K. Campbell, Special Master.

The United States of America,
Petitioner,
31 vs.
F. H. Reily.

The argument of this case was continued by Mr. F. H. Reily for the respondent and concluded by Mr. Assistant Attorney General Sweeney for the petitioner.

Thomas H. Welch,
Petitioner,
33 vs.
Guy T. Helvering, Commissioner of Internal Revenue.

This case was argued by Mr. Edward S. Stringer for the petitioner and by Mr. H. Brian Holland for the respondent.

Keystone Driller Company, Petitioner,
34 vs.
General Excavator Company;
Keystone Driller Company, Petitioner,
35 vs.
General Excavator Company;
Keystone Driller Company, Petitioner,
36 vs.
The Osgood Company;
Keystone Driller Company, Petitioner,
37 vs.
The Osgood Company.

The argument of these cases was commenced by Mr. William H. Boyd for the petitioner, continued by Mr. Edwin P. Corbett for the respondents, and concluded by Mr. F. O. Richey for the petitioner.

Harold T. Griswold, et al.,
Petitioners,
38 vs.
Guy T. Helvering, Commissioner of Internal Revenue.

The argument of this case was commenced by Mr. William N. Haddad for the petitioners and continued by Mr. Erwin N. Griswold for the respondent.

Proclamation being made the Court is adjourned until tomorrow at 12 o'clock.

FRIDAY, OCTOBER 20, 1933

Pursuant to adjournment the Court met at the Capitol.

PRESENT:

The Honorable Charles E. Hughes, Chief Justice,
Willis Van Devanter,
James C. McReynolds,
Louis D. Brandeis,
George Sutherland, Associate Justices.
Pierce Butler,
Harlan F. Stone,
Owen J. Roberts,
Benjamin N. Cardozo,
Frank K. Green, Esquire, Marshal,
Charles Elmore Cropley, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. Frank J. Wideman, It is ordered that Edward Randolph Walton, Jr., Esquire, of Washington, District of Columbia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Frank J. Wideman, It is ordered that Paul Anthony Sweeney, Esquire, of Tulsa, State of Oklahoma, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Ellsworth C. Alvord, It is ordered that Albert Louis Greenberg, Esquire, of Pittsburgh, State of Pennsylvania, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. J. Miller Kenyon, It is ordered that Stanley Farrar Brewster, Esquire, of Washington, District of Columbia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

Harold T. Griswold, et al.,
Petitioners,
38 vs.
Guy T. Helvering, Commissioner of Internal Revenue.

The argument of this case was continued by Mr. Erwin N. Griswold for the respondent, and concluded by Mr. William N. Haddad for the petitioners.

L. M. Dakin, as Receiver, etc.,
Petitioner,
44 vs.
Taver Bayly, as Liquidator, etc.

The argument of this case was commenced by Mr. Don C. McMullen for the petitioner, continued by Mr. Melvina. McMullen for the respondent, and concluded by Mr. George B. Springston for the petitioner.

The United States of America, as Trustee, etc., et al., Petitioners,
28 vs.
H. S. McGowan, et al.;
The United States of America, as Trustee, etc., et al., Petitioners,
29 vs.
Bakers Bay Fish Company, et al.

These cases were argued by Mr. Assistant Solicitor General MacLean for the petitioners, and by Mr. Guy E. Kelly for the respondents.

The John K. & Catherine S. Mullen Benevolent Corporation,
Petitioner,
32 vs.
The United States of America.

This case was argued by Mr. Branch Bird for the petitioner, and by Mr. Assistant Attorney General Wideman for the respondent.

Proclamation being made the Court is adjourned until Monday, October 23 next, at 12 o'clock.

MONDAY, OCTOBER 23, 1933

Pursuant to adjournment the Court met at the Capitol.

PRESENT:

The Honorable Charles E. Hughes, Chief Justice,
Willis Van Devanter,
Louis D. Brandeis,
George Sutherland,
Pierce Butler, Associate Justices.
Harlan F. Stone,
Owen J. Roberts,
Benjamin N. Cardozo,
Frank K. Green, Esquire, Marshal,
Charles Elmore Cropley, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. David Wiener, It is ordered that Nathan Susskind, Esquire, of Bayonne, State of New Jersey, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. William Fox Geenty, It is ordered that Philip Ralph Pastore, Esquire, of New Haven, State of Connecticut, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Joseph Conrad Fehr, It is ordered that Lewis J. Wallace, Esquire, of Ogden, State of Utahí, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Harold M. Stephens, It is ordered that Robt. B. Porter, Esquire, of Salt Lake City, State of Utah, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. George C. Sweeney, It is ordered that Emmett E. Doherty, Esquire, of Los Angeles, State of California, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Solicitor General Biggs, It is ordered that O. Max Gardner, Esquire, of Raleigh, State of North Carolina, be admitted to practice as an Attorney and Counsellor of thisCourt, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Solicitor General Biggs, It is ordered that William B. McKesson, Esquire, of Los Angeles, State of California, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

The Chief Justice announced the following orders of the Court:

Guy T. Helvering, Commissioner of Internal Revenue, Petitioner, vs. Northern Coal Company. — On writ of certiorari to the United States Circuit Court of Appeals for the First Circuit.

18

This cause came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the First Circuit, and was argued by counsel.

On consideration whereof, It is ordered, adjudged, and decreed by this Court that the decree of the said United States Circuit Court of Appeals, in this cause, be, and the same is hereby, affirmed; and that this cause be, and the same is hereby, remanded to the said Circuit Court of Appeals.

Per Mr. Chief Justice Hughes.

Mr. Justice Roberts took no part in the consideration or decision of this case.

Guy T. Helvering, Commissioner of
Internal Revenue, Petitioner, vs. C. H. Sprague & Son Company. — On writ of certiorari to the United States Circuit Court of Appeals for the First Circuit.

19

This cause came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the First Circuit, and was argued by counsel.

On consideration whereof, It is ordered, adjudged, and decreed by this Court that the decree of the said United States Circuit Court of Appeals, in this cause, be, and the same is hereby, affirmed; and that this cause be, and the same is hereby, remanded to the said Circuit Court of Appeals.

Per Mr. Chief Justice Hughes.

Mr. Justice Roberts took no part in the consideration or decision of this case.

Guy T. Helvering, Commissioner of
Internal Revenue, Petitioner, vs. Oswego and Syracuse Railroad Company. — On writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

21

This cause came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Second Circuit, and was argued by counsel.

On consideration whereof, It is ordered, adjudged, and decreed by this Court that the decree of the said UnitedStates Circuit Court of Appeals, in this cause, be, and the same is hereby, affirmed; and that this cause be, and the same is hereby, remanded to the said Circuit Court of Appeals.

Per Mr. Chief Justice Hughes.

Mr. Justice Roberts took no part in the consideration or decision of this case.

Guy T. Helvering, Commissioner of
Internal Revenue,
Petitioner,
vs.
United States Refractories Corporation.

On writ of certiorari to the United States Circuit Court of Appeals for the Third Circuit.

This cause came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Third Circuit, and was argued by counsel.

On consideration whereof, It is ordered, adjudged, and decreed by this Court that the decree of the said United States Circuit Court of Appeals, in this cause, be, and the same is hereby, affirmed; and that this cause be, and the same is hereby, remanded to the said Circuit Court of Appeals.

Per Mr. Chief Justice Hughes.

Mr. Justice Roberts took no part in the consideration or decision of this case.

Guy T. Helvering, Commissioner of
Internal Revenue,
Petitioner,
vs.
Nanaline H. Duke, George G. Allen, and William R. Perkins, etc.

On writ of certiorari to the United States Circuit Court of Appeals for the Third Circuit.

This cause came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Third Circuit, and was argued by counsel.

On consideration whereof, It is ordered, adjudged, and decreed by this Court that the decree of the said United States Circuit Court of Appeals, in this cause, be, and the same is hereby, affirmed; and that this cause be, and the same is hereby, remanded to the said Circuit Court of Appeals.

Per Mr. Justice Van Devanter.

The Chief Justice took no part in the consideration or decision of this case.

The United States of America, as Trustee
and Guardian of the Different Tribes
and Bands of the Quinaielt and Quillehute
Indians, et al., Petitioners, vs. H. S. McGowan, Bakers Bay Fish Company and the State of Washington.

On writ of certiorari to the United States Circuit Court of Appeals for the Ninth Circuit.

28

This cause came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Ninth Circuit, and was argued by counsel.

On consideration whereof, It is ordered, adjudged, and decreed by this Court that the decree of the said United States Circuit Court of Appeals, in this cause, be, and the same is hereby, affirmed; and that this cause be, and the same is hereby, remanded to the District Court of the UnitedStates for the Western District of Washington.

Per Mr. Chief Justice Hughes.

The United States of America, as Trustee
and Guardian of the Different Tribes and
Bands of the Quinaielt and Quillehute
Indians, et al., Petitioners, vs. Bakers Bay Fish Company and the State of Washington.

On writ of certiorari to the United States Circuit Court of Appeals for the Ninth Circuit.

29

This cause came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Ninth Circuit, and was argued by counsel.

On consideration whereof, It is ordered, adjudged, and decreed by this Court that the decree of the said United States Circuit Court of Appeals, in this cause, be, and the same is hereby, affirmed; and that this cause be, and the same is hereby, remanded to the District Court of the United States for the Western District of Washington.

Per Mr. Chief Justice Hughes.

The Chief Justice said:

"The other orders of the Court appear upon the list certified to by the Chief Justice and filed with the clerk, and will not be announced orally."

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In re: Disbarment of Edmond C. Fletcher.

It having been shown to the Court that Edmond C. Fletcher, a member of the bar of this Court, had been disbarred from the practice of the law in the Supreme Court of the District of Columbia; and this Court having issued its rule, October 9, 1933, directing the said Fletcher to show cause, pursuant to Rule 2 of the rules of this Court, why he should not be disbarred from the practice of the law in this Court; and the said Fletcher having filed his return and response to the said rule; and the Court being of opinion, upon consideration of the return, that the said Fletcher has failed to show good cause why he should not be disbarred, as provided in Rule 2, paragraph 5, of the rules of this Court,

It is now ordered that the said Edmond C. Fletcher be, and he is hereby, disbarred from further practice of the law in this Court, and that his name be, and it is hereby, stricken from the roll of attorneys admitted to practice before the bar of this Court.

Per Mr. Chief Justice Hughes.

—

Ex parte: J. W. McCarthy, Petitioner.

On consideration of the motion for leave to file a petition for writ of habeas corpus herein,

It is ordered by this Court that the said motion be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

The State of New Jersey, Complainant,

12, Original. vs.

The City of New York.

The report of the Special Master is received and ordered to be filed. Pursuant to the order of this Court entered May 29, 1933, this cause is set for argument on Monday, November 6, next.

Per Mr. Chief Justice Hughes.

Atlantic Coast Line Railroad Company, Petitioner,

95 vs.

Sarah Elizabeth Stringfellow.

On consideration of the motion of the respondent for leave to proceed in forma pauperis in this case,

It is ordered by this Court that the said motion be, and the same is hereby, granted.

Per Mr. Chief Justice Hughes.

W. D. Sanders, Petitioner,

106 vs.

Armour Fertilizer Works, et al.

On consideration of the motion for leave to proceed further herein in forma pauperis,

It is ordered by this Court that the said motion be, and the same is hereby, granted.

Per Mr. Chief Justice Hughes.

Elwood Grissinger, Petitioner,

427 vs.

The United States.

On consideration of the motion for leave to proceed further herein in forma pauperis,

It is ordered by this Court that the said motion be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Elwood Grissinger,

Petitioner,

427 vs.

The United States.

On petition for writ of certiorari to the Court of Claims.

On consideration of the petition for a writ of certiorari herein to the Court of Claims and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Elwood Grissinger,

Petitioner,

427 vs.

The United States.

On consideration of the motion to remand this cause to the Court of Claims for further findings,

It is ordered by this Court that the said motion be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Martin R. Cuff,

Petitioner,

123 vs.

The United States of America, et al.

On consideration of the motion for leave to proceed further herein in forma pauperis,

It is ordered by this Court that the said motion be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Martin R. Cuff, Petitioner,

123 vs.

The United States of America,

Florence Kessler, etc., et al.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Ninth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Ninth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

J. C. Spivey, Petitioner,

260 vs.

Gulf, Colorado & Santa Fe Railway Company.

On consideration of the motion for leave to proceed further herein in forma pauperis,

It is ordered by this Court that the said motion be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

J. C. Spivey,

Petitioner,

260 vs.

Gulf, Colorado & Santa Fe Railway Company.

On petition for writ of certiorari to the Court of Civil Appeals, 3rd Supreme Judicial District, State of Texas.

On consideration of the petition for a writ of certiorari herein to the Court of Civil Appeals, 3rd Supreme Judicial District, State of Texas, and of the argument of counsel thereupon had,

It is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

William J. Reid, Petitioner,

527 vs.

A. C. Aderhold, Warden, United States Penitentiary, Atlanta, Georgia.

On consideration of the motion for leave to proceed further herein in forma pauperis,

It is ordered by this Court that the said motion be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

William J. Reid,

Petitioner,

527 vs.

A. C. Aderhold, Warden, United States Penitentiary, Atlanta, Ga.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Fifth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Fifth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Newton W. Lumbra, Petitioner,

152 vs.

The United States of America.

On consideration of the motion for leave to proceed further herein in forma pauperis,

It is ordered by this Court that the said motion be, and the same is hereby, granted.

Per Mr. Chief Justice Hughes.

William R. Thorsen, Petitioner,

212 vs.

Guy T. Helvering, Commissioner of Internal Revenue.

This case is assigned for argument immediately following No. 158.

Per Mr. Chief Justice Hughes.

Leo Nebbia, Appellant,

531 vs.

The People of the State of New York.

In this case probable jurisdiction is noted.

Per Mr. Chief Justice Hughes.

Leo Nebbia, Appellant,

531 vs.

The People of the State of New York.

On consideration of the joint motion to advance this case,

It is ordered by this Court that the said motion be, and the same is hereby, granted, and the case is assigned for argument on Monday, December 4 next.

Per Mr. Chief Justice Hughes.

Ada L. Burroughs and James Cannon, Jr., Petitioners,

434 vs.

The United States of America.

Order allowing certiorari.

The petition herein for a writ of certiorari to the Court of Appeals of the District of Columbia is granted, and the case is advanced and assigned for argument on Monday, December 4, next.

And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

Globe Indemnity Company, Petitioner,

419 vs.

The United States of America, to the Use of Steacy-Schmidt Manufacturing Company, Inc.

Order allowing certiorari.

The petition herein for a writ of certiorari to the United States Circuit Court of Appeals for the Third Circuit is granted. And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

Joseph Falbo,
Petitioner,
421 vs.
The United States of America.

Order allowing certiorari.
The petition herein for a writ of certiorari to the United States Circuit Court of Appeals for the Ninth Circuit is granted. And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

The Travelers Protective Association of America,
Petitioner,
429 vs.
Uluetta Prinsen.

Order allowing certiorari.
The petition herein for a writ of certiorari to the United States Circuit Court of Appeals for the Tenth Circuit is granted. And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

Santos Miguel,
Petitioner,
435 vs.
J. Raymond McCarl, Comptroller General of the United States, et al.

Order allowing certiorari.
The petition herein for a writ of certiorari to the Court of Appeals of the District of Columbia is granted. And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

E. W. Clark, as Receiver, Petitioner,	Order allowing certiorari.
449 vs.	The petition herein for a writ of
Harry O. Williard, W. W. Wheaton and	certiorari to the Supreme Court of the
C. W. May, as Trustees of Gordon	State of Montana is granted. And it
Campbell-Kevin Syndicate, et al.	is further ordered that the duly
	certified copy of the transcript of
	the proceedings below which accompanied
	the petition shall be treated as though
	filed in response to such writ.
	Per Mr. Chief Justice Hughes.

Martha Virginia Rhoderick, Executrix	
of the Estate of Elbridge P.	
Rhoderick, Deceased, et al.,	On petition for writ of certiorari
Petitioners,	to the Court of Appeals of the
418 vs.	District of Columbia.
Luther A. Swartzell, Edmund D.	
Rheem, et al.	

On consideration of the petition for a writ of certiorari herein to the Court of Appeals of the District of Columbia, and of the argument of counsel thereupon had,

It is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

J. W. Hosier and Joe Reno,	On petition for writ of certiorari
Petitioners,	to the United States Circuit Court
420 vs.	of Appeals for the Fifth Circuit.
The United States of America.	

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Fifth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

George W. Johnson,
Petitioner,
423 vs.
The United States.

On petition for writ of certiorari to the Court of Claims.

On consideration of the petition for a writ of certiorari herein to the Court of Claims and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Beneficial Loan Society,
Petitioner,
424 vs.
Commissioner of Internal Revenue.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Third Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Third Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

William C. Atwater & Company, Inc.,
Petitioner,
425 vs.
The United States of America.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Second Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Everett J. Esselstyn, as Executor of the Last Will and Testament of Miss Sophia Curtiss, Deceased, Petitioner,

430 vs.

Guy T. Helvering, Commissioner of Internal Revenue.

On petition for writ of certiorari to the UnitedStates Circuit Court of Appeals for the SecondCircuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Second Circuit, and of the argument of counsel thereupon had, it is now here ordered by thisCourt that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

The United States Fidelity and Guaranty Company, et al., Petitioners,

431 vs.

State of Mississippi for the Use and Benefit of Leflore County, Mississippi,et al.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Fifth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Fifth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

John H. Spurlock, Ted Dempsey, W. N. Selman, et al., Petitioners,

436 vs.

Security Building & Loan Association, a Corporation, et al.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Ninth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Ninth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Paul Little,

Petitioner,

439 vs.

Cox & Carpenter, Inc. and United States Fidelity & Guaranty Co., Garnishee.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Fifth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Fifth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

New York Underwriters Insurance Company,

Petitioner,

441 vs.

The Central Union Bank of South Carolina.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Fourth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Fourth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr.Chief Justice Hughes.

P. A. Tate,

Petitioner,

442 vs.

Mike C. Sevier, Judge of the Circuit Court of Cole County, Missouri.

On petition for writ of certiorari to the Supreme Court of the State of Missouri.

On consideration of the petition for a writ of certiorari herein to the Supreme Court of the State of Missouri, and of the argument of counsel thereupon had,

It is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr.Chief Justice Hughes.

Fiorentino Yengo, Petitioner, vs. The United States of America. 443

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Second Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Utah Home Fire Insurance Company, Petitioner, vs. Commissioner of Internal Revenue. 444

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Tenth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Tenth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby,denied.

Per Mr. Chief Justice Hughes.

Boston Broadcasting Company, Petitioner, vs. Federal Radio Commission. 446

On petition for writ of certiorari to the Court of Appeals of the District of Columbia.

On consideration of the petition for a writ of certiorari herein to the Court of Appeals of the District of Columbia, and of the argument of counsel thereupon had,

It is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

William S. Pote (Station WLOE),
Petitioner,
447 vs.
Federal Radio Commission.

On petition for writ of certiorari to the Court of Appeals of the District of Columbia.

On consideration of the petition for a writ of certiorari herein to the Court of Appeals of the District of Columbia, and of the argument of counsel thereupon had,

It is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr.Chief Justice Hughes.

Rudolph Jackson, E. T. Anderson and R. N. Anderson,
Petitioners,
448 vs.
The City of El Paso, Texas, R. E. Sherman, Mayor, et al.

On petition for writ of certiorari to the Supreme Court of the State of Texas.

On consideration of the petition for a writ of certiorari herein to the Supreme Court of the State of Texas, and of the argument of counsel thereupon had,

It is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

The Travelers Insurance Company,
Petitioner,
450 vs.
Morva Alleen Bancroft and Elsie Alice Bancroft, a Minor, by Mrs. J. E. Cullum, Her Next Friend, et al.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Tenth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Tenth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby,denied.

Per Mr. Chief Justice Hughes.

Charles H. Whitehead, Executor, etc., Petitioner,

172 vs.

Commissioner of Internal Revenue.

The resignation of David Burnet, as Commissioner of Internal Revenue, and the appointment of Guy T. Helvering, having been suggested,

It is, on motion of Mr. Solicitor General Biggs, ordered by this Court that Guy T. Helvering, present Commissioner of Internal Revenue, be substituted and made the party respondent in this cause.

Per Mr. Chief Justice Hughes.

Boston Safe Deposit and Trust Company, et al., Petitioners,

396 vs.

Commissioner of Internal Revenue.

The resignation of David Burnet, as Commissioner of Internal Revenue, and the appointment of Guy T. Helvering, having been suggested,

It is, on motion of Mr. Solicitor General Biggs, ordered by this Court that Guy T. Helvering, present Commissioner of Internal Revenue, be substituted and made the party respondent in this cause.

Per Mr. Chief Justice Hughes.

Security Trust Company, etc., Petitioner,

475 vs.

Commissioner of Internal Revenue.

The resignation of David Burnet, as Commissioner of Internal Revenue, and the appointment of Guy T. Helvering, having been suggested,

It is, on motion of Mr. Solicitor General Biggs, ordered by this Court that Guy T. Helvering, present Commissioner of Internal Revenue, be substituted and made the party respondent in this cause.

Per Mr. Chief Justice Hughes.

W. H. Hill Company, by Union Guardian Trust Company, Receiver, Petitioner,

494 vs.

Commissioner of Internal Revenue.

The resignation of David Burnet, as Commissioner of Internal Revenue, and the appointment of Guy T. Helvering, having been suggested,

It is, on motion of Mr. Solicitor General Biggs, ordered by this Court that Guy T. Helvering, present Commissioner of Internal Revenue, be substituted and made the party respondent in this cause.

Per Mr. Chief Justice Hughes.

Crucible Steel Casting Company, Petitioner,

528 vs.

Commissioner of Internal Revenue.

The resignation of David Burnet, as Commissioner of Internal Revenue, and the appointment of Guy T. Helvering, having been suggested,

It is, on motion of Mr. Solicitor General Biggs, ordered by this Court that Guy T. Helvering, present Commissioner of Internal Revenue, be substituted and made the party respondent in this cause.

Per Mr. Chief Justice Hughes.

David Burnet, Commissioner of Internal Revenue, Petitioner,

453 vs.

New York Life Insurance Company.

The resignation of David Burnet, as Commissioner of Internal Revenue, and the appointment of Guy T. Helvering, having been suggested,

It is, on motion of Mr. Solicitor General Biggs, ordered by this Court that Guy T. Helvering, present Commissioner of Internal Revenue, be substituted and made the party petitioner in this cause.

Per Mr. Chief Justice Hughes.

Canal-Commercial Trust & Savings Bank, Petitioner,

45 vs.

Commissioner of Internal Revenue.

On consideration of the motion of Mr. Solicitor General Biggs to substitute Guy T. Helvering, present Commissioner of Internal Revenue, in place of David Burnet, resigned, as the party respondent in this cause,

It is ordered by this Court that the said motion be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Canal-Commercial National Bank, Petitioner,

46 vs.

Commissioner of Internal Revenue.

On consideration of the motion of Mr. Solicitor General Biggs to substitute Guy T. Helvering, present Commissioner of Internal Revenue, in place of David Burnet, resigned, as the party respondent in this cause,

It is ordered by this Court that the said motion be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Flemmon E. Gloyd, Petitioner,

96 vs.

Commissioner of Internal Revenue.

On consideration of the motion of Mr. Solicitor General Biggs to substitute Guy T. Helvering, present Commissioner of Internal Revenue, in place of David Burnet, resigned, as the party respondent in this cause,

It is ordered by this Court that the said motion be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

United Business Corporation of America, Petitioner,

108 vs.

Commissioner of Internal Revenue.

On consideration of the motion of Mr. Solicitor General Biggs to substitute Guy T. Helvering, present Commissioner of Internal Revenue, in place of David Burnet, resigned, as the party respondent in this cause,

It is ordered by this Court that the said motion be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Spinks Realty Company, Petitioner,

110 vs.

Commissioner of Internal Revenue.

On consideration of the motion of Mr. Solicitor General Biggs to substitute Guy T. Helvering, present Commissioner of Internal Revenue, in place of David Burnet, resigned, as the party respondent in this cause,

It is ordered by this Court that the said motion be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Coalinga-Mohawk Oil Company, Petitioner,

118 vs.

Commissioner of Internal Revenue.

On consideration of the motion of Mr. Solicitor General Biggs to substitute Guy T. Helvering, present Commissioner of Internal Revenue, in place of David Burnet, resigned, as the party respondent in this cause,

It is ordered by this Court that the said motion be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Florence B. Fawsett, Petitioner,

169 vs.

Commissioner of Internal Revenue.

On consideration of the motion of Mr. Solicitor General Biggs to substitute Guy T. Helvering, present Commissioner of Internal Revenue, in place of David Burnet, resigned, as the party respondent in this cause,

It is ordered by this Court that the said motion be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Mary G. Mulqueen, as Executrix, etc., Petitioner,

193 vs.

Commissioner of Internal Revenue.

On consideration of the motion of Mr. Solicitor General Biggs to substitute Guy T. Helvering, present Commissioner of Internal Revenue, in place of David Burnet, resigned, as the party respondent in this cause,

It is ordered by this Court that the said motion be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Ed Kasch, et al., Petitioners,

197 vs.

Commissioner of Internal Revenue.

On consideration of the motion of Mr. Solicitor General Biggs to substitute Guy T. Helvering, present Commissioner of Internal Revenue, in place of David Burnet, resigned, as the party respondent in this cause,

It is ordered by this Court that the said motion be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Meredith Publishing Company, Petitioner,

207 vs.

Commissioner of Internal Revenue.

On consideration of the motion of Mr. Solicitor General Biggs to substitute Guy T. Helvering, present Commissioner of Internal Revenue, in place of David Burnet, resigned, as the party respondent in this cause,

It is ordered by this Court that the said motion be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Louis M. Bourne, Petitioner,

238 vs.

Commissioner of Internal Revenue.

On consideration of the motion of Mr. Solicitor General Biggs to substitute Guy T. Helvering, present Commissioner of Internal Revenue, in place of David Burnet, resigned, as the party respondent in this cause,

It is ordered by this Court that the said motion be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

H. C. Walker, Jr., Petitioner,

245 vs.

Commissioner of Internal Revenue.

On consideration of the motion of Mr. Solicitor General Biggs to substitute Guy T. Helvering, present Commissioner of Internal Revenue, in place of David Burnet, resigned, as the party respondent in this cause,

It is ordered by this Court that the said motion be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Mrs. H. C. Walker, Jr., Petitioner,

246 vs.

Commissioner of Internal Revenue.

On consideration of the motion of Mr. Solicitor General Biggs to substitute Guy T. Helvering, present Commissioner of Internal Revenue, in place of David Burnet, resigned, as the party respondent in this cause,

It is ordered by this Court that the said motion be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Klias Goldstein, Petitioner,

247 vs.

Commissioner of Internal Revenue.

On consideration of the motion of Mr. Solicitor General Biggs to substitute Guy T. Helvering, present Commissioner of Internal Revenue, in place of David Burnet, resigned, as the party respondent in this cause,

It is ordered by this Court that the said motion be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Mrs. Klias Goldstein, Petitioner,

248 vs.

Commissioner of Internal Revenue.

On consideration of the motion of Mr. Solicitor General Biggs to substitute Guy T. Helvering, present Commissioner of Internal Revenue, in place of David Burnet, resigned, as the party respondent in this cause,

It is ordered by this Court that the said motion be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Fidelity Savings and Loan Association, Petitioner,

251 vs.

David Burnet, Commissioner of Internal Revenue.

On consideration of the motion of Mr. Solicitor General Biggs to substitute Guy T. Helvering, present Commissioner of Internal Revenue, in place of David Burnet, resigned, as the party respondent in this cause,

It is ordered by this Court that the said motion be, and the same is hereby, denied.

Per Mr.Chief Justice Hughes.

Comar Oil Company, Petitioner,

253 vs.

David Burnet, Commissioner of Internal Revenue.

On consideration of the motion of Mr. Solicitor General Biggs to substitute Guy T. Helvering, present Commissioner of Internal Revenue, in place of David Burnet, resigned, as the party respondent in this cause,

It is ordered by this Court that the said motion be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Joseph H. Adams, Petitioner,

315 vs.

Commissioner of Internal Revenue.

On consideration of the motion of Mr. Solicitor General Biggs to substitute Guy T. Helvering, present Commissioner of Internal Revenue, in place of David Burnet, resigned, as the party respondent in this cause,

It is ordered by this Court that the said motion be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

The Delaware and Hudson Company, Petitioner,

380 vs.

Commissioner of Internal Revenue.

On consideration of the motion of Mr. Solicitor General Biggs to substitute Guy T. Helvering, present Commissioner of Internal Revenue, in place of David Burnet, resigned, as the party respondent in this cause,

It is ordered by this Court that the said motion be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Marshal Stearns, Ancillary Administrator, etc., Petitioner,

381 vs.

David Burnet, Commissioner of Internal Revenue.

On consideration of the motion of Mr. Solicitor General Biggs to substitute Guy T. Helvering, present Commissioner of Internal Revenue, in place of David Burnet, resigned, as the party respondent in this cause,

It is ordered by this Court that the said motion be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

J. Henry Neal, et al., Petitioners,

411 vs.

Commissioner of Internal Revenue.

On consideration of the motion of Mr. Solicitor General Biggs to substitute Guy T. Helvering, present Commissioner of Internal Revenue, in place of David Burnet, resigned, as the party respondent in this cause,

It is ordered by this Court that the said motion be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Beneficial Loan Society, Petitioner,

424 vs.

Commissioner of Internal Revenue.

On consideration of the motion of Mr. Solicitor General Biggs to substitute Guy T. Helvering, present Commissioner of Internal Revenue, in place of David Burnet, resigned, as the party respondent in this cause,

It is ordered by this Court that the said motion be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Utah Home Fire Insurance Company, Petitioner,

444 vs.

Commissioner of Internal Revenue.

On consideration of the motion of Mr. Solicitor General Biggs to substitute Guy T. Helvering, present Commissioner of Internal Revenue, in place of David Burnet, resigned, as the party respondent in this cause,

It is ordered by this Court that the said motion be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

David Burnet, Commissioner of Internal Revenue, Petitioner,

252 vs.

Hutchinson Coal Company.

On consideration of the motion of Mr. Solicitor General Biggs to substitute Guy T. Helvering, present Commissioner of Internal Revenue, in place of David Burnet, resigned, as the party petitioner in this cause,

It is ordered by this Court that the said motion be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

David Burnet, Commissioner of Internal Revenue, Petitioner,

282 vs.

Marian B. Pringle.

On consideration of the motion of Mr. Solicitor General Biggs to substitute Guy T. Helvering, present Commissioner of Internal Revenue, in place of David Burnet, resigned, as the party petitioner in this cause,

It is ordered by this Court that the said motion be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

David Burnet, Commissioner of Internal Revenue, Petitioner,

283 vs.

Phyllis B. Brunson.

On consideration of the motion of Mr. Solicitor General Biggs to substitute Guy T. Helvering, present Commissioner of Internal Revenue, in place of David Burnet, resigned, as the party petitioner in this cause,

It is ordered by this Court that the said motion be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

David Burnet, Commissioner of Internal Revenue, Petitioner,

389 vs.

Chicago and North Western Railway Company.

On consideration of the motion of Mr. Solicitor General Biggs to substitute Guy T. Helvering, present Commissioner of Internal Revenue, in place of David Burnet, resigned, as the party petitioner in this cause,

It is ordered by this Court that the said motion be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

David Burnet, Commissioner of Internal Revenue, Petitioner,

390 vs.

Chicago and North Western Railway Company.

On consideration of the motion of Mr. Solicitor General Biggs to substitute Guy T. Helvering, present Commissioner of Internal Revenue, in place of David Burnet, resigned, as the party petitioner in this cause,

It is ordered by this Court that the said motion be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

David Burnet, Commissioner of Internal Revenue, Petitioner,

391 vs.

Norfolk Southern Railroad Company.

On consideration of the motion of Mr. Solicitor General Biggs to substitute Guy T. Helvering, present Commissioner of Internal Revenue, in place of David Burnet, resigned, as the party petitioner in this cause,

It is ordered by this Court that the said motion be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Proclamation being made the Court is adjourned until Monday, November 6 next, at 12 o'clock.

Pursuant to adjournment the Court met at the Capitol.

PRESENT:

The Honorable Charles E. Hughes, Chief Justice,
Willis Van Devanter,
James C. McReynolds,
Louis D. Brandeis,
George Sutherland, Associate Justices.
Pierce Butler,
Harlan F. Stone,
Owen J. Roberts,
Benjamin N. Cardozo,
Frank K. Green, Esquire, Marshal,
Charles Elmore Cropley, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. William D. Harris, It is ordered that Edward I. Fitzpatrick, Esquire, of San Francisco, State of California, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Louis Irving Reichner, It is ordered that Peter W. Quinn, Esquire, of New York City, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. William C. Rigby, It is ordered that Richard Meyer, Esquire, of Chicago, State of Illinois, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Selig C. Brez, It is ordered that George J. Hirsch, Esquire, of New York City, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Paul B. Cromelin, It is ordered that Allen May, Esquire, of St. Louis, State of Missouri, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Edward C. Lake, It is ordered that Pat Mehaffy, Esquire, of Little Rock, State of Arkansas, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Joseph E. Warner, It is ordered that George B. Lourie, Esquire, of Newton, State of Massachusetts, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. H. Stanley Hinrichs, It is ordered that Edward L. Wood, Esquire, of Denver, State of Colorado, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. H. Stanley Hinrichs, It is ordered that John M. Keating, Esquire, of Denver, State of Colorado, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Henry P. Fielding, It is ordered that Abraham C. Webber, Esquire, of Newton, State of Massachusetts, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Henry P. Fielding, It is ordered that Lewis H. Weinstein, Esquire, of Boston, State of Massachusetts, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Joseph E. Warner, It is ordered that Frank C. Volpe, Esquire, of Arlington, State of Massachusetts, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Sidney S. Alderman, It is ordered that Charles J. O'Brien, Esquire, of Rochester, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. William W. Bride, It is ordered that Lewis C. Westwood, Esquire, of Tecumseh, State of Nebraska, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Kenneth McKellar, It is ordered that Mitchell Long, Esquire, of Knoxville, State of Tennessee, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Alfred Wellford Bowen, It is ordered that Karl Hall Covell, Esquire, of Minneapolis, State of Minnesota, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Edward C. Lake, It is ordered that W. L. Pope, Esquire, of Little Rock, State of Arkansas, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

Charles A. Shepard, Petitioner, vs. The United States of America. On writ of certiorari to the United States Circuit Court of Appeals for the Tenth Circuit.

This cause came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Tenth Circuit, and was argued by counsel.

On consideration whereof, It is ordered and adjudged by this Court that the judgment of the said United States Circuit Court of Appeals, in this cause, be, and the same is hereby, reversed; and that this cause be, and the same is hereby, remanded to the District Court of the United States for the District of Kansas for further proceedings in conformity with the opinion of this Court.

Per Mr. Justice Cardozo.

Frank E. Cooper, as Trustee in Bankruptcy of Wauchula Central Pharmacy, Inc., Bankrupt, Petitioner, vs. R. F. Dasher. On writ of certiorari to the United States Circuit Court of Appeals for the Fifth Circuit.

This cause came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Fifth Circuit, and was argued by counsel.

On consideration whereof, It is ordered and adjudged by this Court that the judgment of the said United States Circuit Court of Appeals, in this cause, be, and the same is hereby, reversed with costs; and that this cause be, and the same is hereby, remanded to the District Court of the United States for the Southern District of Florida with instructions to proceed in accordance with the opinion of this Court.

Per Mr. Justice Cardozo.

Thomas H. Welch,

Petitioner, On writ of certiorari to the United

38 vs. States Circuit Court of Appeals for

Guy T. Helvering, Commissioner of the Eighth Circuit.

Internal Revenue.

This cause came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Eighth Circuit, and was argued by counsel.

On consideration whereof, It is ordered, adjudged, and decreed by this Court that the decree of the said United States Circuit Court of Appeals, in this cause, be, and the same is hereby, affirmed; and that this cause be, and the same is hereby, remanded to the said Circuit Court of Appeals.

Per Mr. Justice Cardozo.

Cullen Fuel Company, Inc., Owner

of Deck Scow "Cullen No. 32," On writ of certiorari to the United

Petitioner, States Circuit Court of Appeals for

9 vs. the Second Circuit.

W. E. Hedger, Inc., Bailee of Cargo.

This cause came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Second Circuit, and was argued by counsel.

On consideration whereof, It is ordered, adjudged, and decreed by this Court that the decree of the said United States Circuit Court of Appeals, in this cause, relative to the question of limitation of liability, be, and the same is hereby,affirmed with costs; and that this cause be, and the same is hereby, remanded to the District Court of the United States for the Southern District of New York.

Per Mr. Justice Roberts.

The John K. & Catherine S. Mullen Benevolent Corporation, Petitioner, vs. The United States of America. On writ of certiorari to the United States Circuit Court of Appeals for the Ninth Circuit.

32

This cause came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Ninth Circuit, and was argued by counsel.

On consideration whereof, It is ordered and adjudged by this Court that the judgment of the said United States Circuit Court of Appeals, in this cause, be, and the same is hereby, affirmed; and that this cause be, and the same is hereby, remanded to the District Court of the United States for the District of Idaho.

Per Mr. Justice Roberts.

The United States of America, Interstate Commerce Commission, Texas & New Orleans Railroad Company, et al., Appellants, vs. The State of Louisiana, Louisiana Public Service Commission and Louisiana Highway Commission. Appeal from the District Court of the United States for the Eastern District of Louisiana.

17

This cause came on to be heard on the transcript of the record from the District Court of the United States for the Eastern District of Louisiana, and was argued by counsel.

On consideration whereof, It is ordered, adjudged, and decreed by this Court that the decree of the said District Court in this cause be, and the same is hereby, reversed; and that this cause be, and the same is hereby, remanded to the said District Court for further proceedings in conformity with the opinion of this Court.

Per Mr. Justice Stone.

Fidelity and Deposit Company of Maryland,

Petitioner,

vs.

George C. Arenz.

On writ of certiorari to the United States Circuit Court of Appeals for the Ninth Circuit.

1

This cause came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Ninth Circuit, and was argued by counsel.

On consideration whereof, It is ordered and adjudged by this Court that the judgment of the said United States Circuit Court of Appeals, in this cause, be, and the same is hereby, reversed with costs; and that this cause be, and the same is hereby, remanded to the District Court of the United States for the District of Oregon for further proceedings in conformity with the opinion of this Court.

Per Mr. Justice Butler.

The Trainor Company,

Petitioner,

vs.

The Aetna Casualty & Surety Company.

On writ of certiorari to the United States Circuit Court of Appeals for the Third Circuit.

13

This cause came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Third Circuit, and was argued by counsel.

On consideration whereof, It is ordered and adjudged by this Court that the judgment of the District Court of the United States for the Eastern District of Pennsylvania and the judgment of the said Circuit Court of Appeals, in this cause be, and the same are hereby, reversed with costs; and that this cause be, and the same is hereby, remanded to the said District Court with directions to enter judgment for the plaintiff in the amount of $14,973.98, together with interest thereon from August 13, 1928.

Per Mr. Justice Sutherland.

Harold T. Griswold, W. W. S. Carpenter,
and Laird Bell, Executors of the
Estate of William H. Redington,
Deceased, Petitioners,
38 vs.
Guy T. Helvering, Commissioner of
Internal Revenue.

On writ of certiorari to the United States Circuit Court of Appeals for the Seventh Circuit.

This cause came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Seventh Circuit, and was argued by counsel.

On consideration whereof, It is ordered and adjudged by this Court that the judgment of the said United States Circuit Court of Appeals, in this cause, be, and the same is hereby, affirmed; and that this cause be, and the same is hereby, remanded to the said Circuit Court of Appeals.

Per Mr. Justice Sutherland.

Ivan E. Oakes,
Petitioners,
5 vs.
Ben Lake, as Sheriff of Owyhee
County, Idaho.

On writ of certiorari to the United States Circuit Court of Appeals for the Ninth Circuit.

This cause came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Ninth Circuit, and was argued by counsel.

On consideration whereof, It is ordered and adjudged by this Court that the judgment of the District Court of the United States for the District of Idaho and the judgment of the said Circuit Court of Appeals, in this cause be, and the same are hereby, reversed with costs; and that this cause be, and the same is hereby, remanded to the said District Court for further proceedings in conformity with the opinion of this Court.

Per Mr. Justice Sutherland.

J. J. Nathanson,
Petitioner,
vs.
The United States of America.

On writ of certiorari to the United States Circuit Court of Appeals for the Third Circuit.

39

This cause came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Third Circuit, and was argued by counsel.

On consideration whereof, It is ordered and adjudged by this Court that the judgment of the said United States Circuit Court of Appeals, in this cause, be, and the same is hereby, reversed; and that this cause be, and the same is hereby, remanded to the District Court of the United States for the District of New Jersey for further proceedings in conformity with the opinion of this Court.

Per Mr. Justice McReynolds.

The United States of America,
Petitioner,
vs.
F. H. Reily.

On writ of certiorari to the United States Circuit Court of Appeals for the Tenth Circuit.

31

This cause came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Tenth Circuit, and was argued by counsel.

On consideration whereof, It is ordered, adjudged, and decreed by this Court that the decrees of the District Court of the United States for the Western District of Oklahoma and of the said United States Circuit Court of Appeals, in this cause, be, and the same are hereby, reversed; and that this cause be, and the same is hereby, remanded to the District Court of the United States for the Western District of Oklahoma for further proceedings in conformity with the opinion of this Court.

Per Mr. Justice Van Devanter.

The State of Minnesota, Petitioner, vs. George Blasius. — On writ of certiorari to the Supreme Court of the State of Minnesota.

7

This cause came on to be heard on the transcript of the record from the Supreme Court of the State of Minnesota, and was argued by counsel.

On consideration whereof, It is now here ordered and adjudged by this Court that the judgment of the said Supreme Court, in this cause be, and the same is hereby, reversed with costs; and that this cause be, and the same is hereby, remanded to the said Supreme Court for further proceedings not inconsistent with the opinion of this Court.

Per Mr. Chief Justice Hughes.

E. P. Jacobs and Augustus Gunter, Executor of the Last Will of Mrs. S. B. Gunter, Deceased, Petitioners, vs. The United States of America. — On writ of certiorari to the United States Circuit Court of Appeals for the Fifth Circuit.

15

This cause came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Fifth Circuit, and was argued by counsel.

On consideration whereof, It is ordered and adjudged by this Court that the judgment of the said United States Circuit Court of Appeals, in this cause, be, and the same is hereby, reversed; and that this cause be, and the same is hereby, remanded to the District Court of the United States for the Northern District of Alabama for further proceedings in conformity with the opinion of this Court.

Per Mr. Chief Justice Hughes.

State of Missouri and Franklin Miller,
etc.,

Petitioners, On writ of certiorari to the United
27 vs. States Circuit Court of Appeals for
Johanna F. Fiske, Amanda F. Wheeler, the Eighth Circuit.
Henrietta A. Holdoway, et al.

This cause came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Eighth Circuit, and was argued by counsel.

On consideration whereof, It is ordered, adjudged, and decreed by this Court that the decree of the said United States Circuit Court of Appeals, in this cause, be, and the same is hereby, reversed with costs; and that this cause be, and the same is hereby, remanded to the District Court of the United States for the Eastern District of Missouri with directions to dismiss the ancillary and supplemental bill.

Per Mr. Chief Justice Hughes.

— Original.

Ex parte: Joseph Poresky, Petitioner.

On consideration of the motion for leave to file a petition for writ of mandamus herein,

It is ordered by this Court that the said motion be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

The Chief Justice announced the following orders of the Court:

Public Service Commission of Indiana,

Public Service Commission, et al., etc.,

Appellants, Appeal from the District Court of the

472 vs. United States for the Northern District

Northern Indiana Public Service Company. of Indiana.

This cause came on to be heard on the transcript of the record from the District Court of the United States for the Northern District of Indiana, and was argued by counsel.

On consideration whereof, It is ordered, adjudged and decreed by this Court that the order of the said District Court granting an interlocutory injunction in this cause be, and the same is hereby, affirmed with costs.

Per Mr. Chief Justice Hughes.

Paul Klopstock & Company, Inc., Appellant,

493 vs.

United Fruit Company.

On consideration of the motion of the appellant to strike the statement opposing jurisdiction filed in this cause,

It is ordered by this Court that the said motion be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Paul Klopstock & Company, Incorporated,

Appellant, Appeal from the Supreme Court of the

493 vs. State of Louisiana.

United Fruit Company.

This cause came on to be heard on the transcript of the record from the Supreme Court of the State of Louisiana, and was argued by counsel.

On consideration whereof, It is now here ordered and adjudged by this Court that the appeal herein be, and the same is hereby, dismissed for the want of jurisdiction.

Per Mr. Chief Justice Hughes.

Paul Klopstock & Company, Inc.,

Appellant, Appeal from the Supreme Court of the

493 vs. State of Louisiana.

United Fruit Company.

Treating the appeal papers herein from the Supreme Court of the State of Louisiana as an application for a writ of certiorari;

On consideration whereof, It is ordered by this Court that the said application for writ of certiorari be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

The Chief Justice said:

"The other orders of the Court appear upon the list certified to by the Chief Justice and filed with the Clerk and will not be announced orally."

— Original.

Ex parte: Irwin J. Bernstein, Petitioner.

On consideration of the motion for leave to file a petition for writ of habeas corpus herein,

It is ordered by this Court that the said motion be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

George Morrison and H. Doi, Appellants,

487 vs.

The People of the State of California.

Further consideration of the question of the jurisdiction of this Court in this case and of the motion to dismiss is postponed to the hearing of the case on the merits. The case is advanced and assigned for argument on Monday, December 11 next, after the cases heretofore assigned for that day.

Per Mr. Chief Justice Hughes.

Life & Casualty Insurance Company, Appellant,

509 vs.

Albert Barefield.

In this case probable jurisdiction is noted and the case is assigned for argument immediately following No. 89.

Per Mr. Chief Justice Hughes.

Seldon Glenn, et al., Individually, etc., Appellants,

541 vs.

Field Packing Company.

In this case probable jurisdiction is noted.

Per Mr. Chief Justice Hughes.

Seldon Glenn, et al., Individually, etc., Appellants,

541 vs.

Field Packing Company.

On consideration of the motion to advance this case,

It is ordered by this Court that the said motion be, and the same is hereby, granted, and the case is advanced and assigned for argument on Wednesday, November 15 next.

Per Mr. Chief Justice Hughes.

Hans Elliot and United States Fidelity and Guaranty Company, Petitioners,

463 vs.

Thomas R. Lombard.

Order allowing certiorari.

The petition herein for a writ of certiorari to the United States Circuit Court of Appeals for the Fifth Circuit is granted. And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

Noah Best, Administrator of the Estate of Albert Edward Best, Deceased, Petitioner,
477 vs.
District of Columbia.

Order allowing certiorari.

The petition herein for a writ of certiorari to the Court of Appeals of the District of Columbia is granted.

And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

Royal Indemnity Company, et al., Petitioners,
473 vs.
The American Bond & Mortgage Company, Inc., et al.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the First Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the First Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Justice Van Devanter.

The Chief Justice took no part in the consideration or decision of this application.

Cohen, Goldman & Company, Inc., Petitioner,
393 vs.
The United States.

On petition for writ of certiorari to the Court of Claims.

On consideration of the petition for a writ of certiorari herein to the Court of Claims and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Lilla H. Glenn and Chemical Bank and Trust Company, as Executors, etc., Petitioners,

432 vs.

Frank Collis Bowers, as Executor of the Last Will and Testament of Frank K. Bowers, Collector of Internal Revenue, etc.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Second Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Lilla H. Glenn, and Chemical Bank and Trust Company, as Executors, etc., Petitioners,

433 vs.

William H. Edwards, Collector of Internal Revenue for the Second District of New York.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Second Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Goodyear Tire & Rubber Co., Inc., Petitioner,

445 vs.

Overman Cushion Tire Company, Inc.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Second Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

The Goodyear Tire & Rubber Company,

Petitioner,

465 vs.

Overman Cushion Tire Company, Inc., and Kelly-Springfield Tire Company.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Sixth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Sixth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Joseph Frankel,

Petitioner,

451 vs.

The United States of America.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Second Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Inecto, Inc.,

Petitioner,

452 vs.

Federal Trade Commission.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Second Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Guy T. Helvering, Commissioner of Internal Revenue,

Petitioner,

453 vs.

New York Life Insurance Company.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Second Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Richard J. Mackey and/or Mackey & Marchisio,

Petitioners,

454 vs.

Irving Trust Company, as Trustee in Bankruptcy of said Bankrupt.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Second Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

The Century Indemnity Company,

Petitioner,

456 vs.

G. Nelson.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Ninth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Ninth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Rhetherford B. Martin, Petitioner, vs. Tennessee Copper & Chemical Corporation. 457 — On petition for writ of certiorari to the United States Circuit Court of Appeals for the Third Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Third Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Jack E. O'Hearne, Petitioner, vs. The United States of America. 458 — On petition for writ of certiorari to the Court of Appeals of the District of Columbia.

On consideration of the petition for a writ of certiorari herein to the Court of Appeals of the District of Columbia, and of the argument of counsel thereupon had,

It is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

The First National Bank of Boston, Executor of the Estate of Earl P. Charlton, Deceased, Petitioner, vs. J. Dan Talbott, Auditor of Public Accounts of the Commonwealth of Kentucky. 459 — On petition for writ of certiorari to the Court of Appeals of the State of Kentucky.

On consideration of the petition for a writ of certiorari herein to the Court of Appeals of the State of Kentucky, and of the argument of counsel thereupon had,

It is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

United States Trust Company of New York,
as Executor of the Will of William
Burhans Isham, Petitioner,
460 vs.
Charles W. Anderson, Collector of
Internal Revenue for the Third
Collection District of New York.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Second Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Opelousas-St. Landry Securities Co.,
Inc., et al.,
Petitioners,
461 vs.
The United States of America, et al.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Fifth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Fifth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

State of Iowa, ex rel. Board of Railroad
Commissioners of the State of Iowa,
Petitioner,
462 vs.
Stanolind Pipe Line Company.

On petition for writ of certiorari to the Supreme Court of the State of Iowa.

On consideration of the petition for a writ of certiorari herein to the Supreme Court of the State of Iowa, and of the argument of counsel thereupon had,

It is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Howard O. McMillan, Petitioner, vs. The H. W. Roos Company. — On petition for writ of certiorari to the United States Circuit Court of Appeals for the Sixth Circuit.

464

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Sixth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Eugenio Aquilera y Kindelan, etc., Petitioner, vs. Harold L. Ickes, Secretary of the Interior. — On petition for writ of certiorari to the Court of Appeals of the District of Columbia.

466

On consideration of the petition for a writ of certiorari herein to the Court of Appeals of the District of Columbia, and of the argument of counsel thereupon had,

It is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Texas Electric Service Company, Petitioner, vs. City of Seymour, et al. — On petition for writ of certiorari to the United States Circuit Court of Appeals for the Fifth Circuit.

467

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Fifth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Orville Livingston, Trustee in Bankruptcy of the Buckingham Realty Company,
Petitioner,
468 vs.
The Mortgage Loan Company and Repps B. Goodson, as Trustee, etc.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Eighth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Eighth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Cleveland, Cincinnati, Chicago & St. Louis Railway Company,
Petitioner,
469 vs.
O. D. Taylor.

On petition for writ of certiorari to the Supreme Court of the State of Missouri.

On consideration of the petition for a writ of certiorari herein to the Supreme Court of the State of Missouri, and of the argument of counsel thereupon had,

It is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Lester Wallace Cunningham, et al.,
Petitioners,
470 vs.
The Pacific Mutual Life Insurance Company of California.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Fifth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Fifth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Vaughn A. Hull,

Petitioner,

471 vs. On petition for writ of certiorari

George G. Cronkleton, Receiver of the First National Bank of Hastings, Nebraska. to the United States Circuit Court of Appeals for the Eighth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Eighth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Roy Burlew,

Petitioner,

474 vs.

The Fidelity & Casualty Company of New York.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Sixth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Sixth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Security Trust Company, Now Detroit Trust Company and Anna Dodge Dillman, as Trustees, etc., Petitioners,

475 vs.

Guy T. Helvering, Commissioner of Internal Revenue.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Sixth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Sixth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

The Atchison, Topeka and Santa Fe Railway Company, Petitioner, vs. Union Wire Rope Corporation.

476 — On petition for writ of certiorari to the United States Circuit Court of Appeals for the Eighth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Eighth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Detroit Trust Company and Matilda R. Wilson, as Trustees, etc., Petitioners, vs. Commissioner of Internal Revenue.

478 — On petition for writ of certiorari to the United States Circuit Court of Appeals for the Sixth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Sixth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

New York, Ontario & Western Railway Company, Petitioner, vs. Eugene McHale.

480 — On petition for writ of certiorari to the United States Circuit Court of Appeals for the Third Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Third Circuit, and of the argument of counsel thereupon had, it is nowhere ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

New York, Ontario & Western Railway Company,

Petitioner,

481 vs.

Willard Jones.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Third Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Third Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Old Dominion Stages,

Petitioner,

482 vs.

R. I. Cates, Administrator of the Estate of A. J. Cates, Deceased.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Sixth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Sixth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

The Duncanson-Harrelson Company,

Petitioner,

483 vs.

Lyle A. Davidson, Claimant of the Tugboat "Marian", etc.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Ninth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Ninth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Albert Y. Gowen,
Petitioner,
484 vs.
Commissioner of Internal Revenue.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Sixth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Sixth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

E. A. Heiden, Receiver of the Sioux National Bank of Sioux City, Iowa,
Petitioner,
485 vs.
Wm. J. S. Cremin, Trustee.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Eighth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Eighth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Chicago and Eastern Illinois Railway Company,
Petitioner,
488 vs.
Public Service Commission of Indiana.

On petition for writ of certiorari to the Supreme Court of the State of Indiana.

On consideration of the petition for a writ of certiorari herein to the Supreme Court of the State of Indiana, and of the argument of counsel thereupon had,

It is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Carolina Contracting Company,
Petitioner,
490 vs.
Standard Accident Insurance Company.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Fourth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Fourth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Rubsam Corporation, Charles F. Rubsam, W. A. Neracher and Alfred Pritzsche,
Petitioners,
491 vs.
General Motors Corporation, et al.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Sixth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Sixth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Guy T. Helvering, Commissioner of Internal Revenue,
Petitioner,
499 vs.
Eva Follett Warner.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Second Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

L. C. Sorensen, M. J. Dee and
Turco Products, Inc., Petitioners,
504 vs.
The Pyrate Corporation.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Ninth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Ninth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

The Arrow-Hart & Hegeman Electric Company, Petitioner,
363 vs.
Federal Trade Commission.

On consideration of the motion of counsel for the petitioner to defer the consideration of the petition for writ of certiorari in this cause for 30 days,

It is ordered by this Court that the said motion be, and the same is hereby, granted.

Per Mr. Chief Justice Hughes.

State of Montana, Board of Railroad Commissioners of the State of Montana, et al., etc., Appellants,
222 vs.
The United States of America, et al.

On consideration of the motion of Mr. John E. Benton for leave to participate in the oral argument as amicus curiae in this cause on behalf of the National Association of Railroad and Utilities Commissioners,

It is ordered by this Court that the said motion be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

City of Marion, Illinois, a Municipal Corporation, et al., Petitioners,
400 vs.
Ben Sneeden, as Receiver, etc.

The motion of the People of the Philippine Islands for leave to participate in the oral argument as amicus curiae was submitted by Mr. William Cattron Rigby in that behalf.

The Commonwealth of Pennsylvania, Complainant,
— Original. vs.
The State of Arkansas.

The motion for leave to file bill of complaint was submitted to the consideration of the Court by Mr. Philip S. Moyer for the complainant.

The Commonwealth of Pennsylvania, Complainant,
— Original. vs.
The State of Arkansas.

The motion for leave to file a response to the motion for leave to file bill of complaint was submitted to the consideration of the Court by Mr. W. L. Pope for the defendant.

— Original.
Ex Parte: W. Bissell Thomas, Petitioner.

The return to the rule to show cause herein was presented to the Court.

State of Alabama, Complainant,
— Original. vs.
State of Arizona, et al.

The return of the Commonwealth of Kentucky to the rule to show cause herein was presented to the Court.

The State of New Jersey, Complainant,
12, Original. vs.
The City of New York.

This case was argued on (1) Motion of Complainant for a rule in contempt; (2) Motion of defendant for modification of decree of December 7, 1931; and (3) Report of the Special Master upon the Second Rereference, by Mr. Duane E. Minard for the complainant and by Mr. Arthur J. W. Hilly for the defendant.

The United States of America,
Petitioner,
88 vs.
Harry Murdock.

This case was argued by Mr. Solicitor General Biggs for the petitioner, and by Mr. Harold J. Bandy for the respondent.

The United States of America,
Appellant,,
162 vs.
Gregorio Chavez and Jose Maria Chavez.

The argument of this case was commenced by Mr. Solicitor General Biggs for the appellant.

Proclamation being made the Court is adjourned until tomorrow at 12 o'clock

Pursuant to adjournment the Court met at the Capitol.

PRESENT:

The Honorable Charles E. Hughes, Chief Justice,
Willis Van Devanter,
James C. McReynolds,
Louis D. Brandeis,
George Sutherland, Associate Justices.
Pierce Butler,
Harlan F. Stone,
Owen J. Roberts,
Benjamin N. Cardozo,
Frank K. Green, Esquire, Marshal,
Charles Elmore Cropley, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Miss Antoinette Funk, It is ordered that Mrs. Phoebe J. O'Donnell, of Omaha, State of Nebraska, be admitted to practice as an Attorney and Counsellor of this Court, and she was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Arthur F. Mullen, It is ordered that George F. Shea, Esquire, of New York City, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Harry H. Peterson, It is ordered that William S. Ervin, Esquire, of Minneapolis, State of Minnesota, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Roger O'Donnell, It is ordered that You Chung Hong, Esquire, of Los Angeles, State of California, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Tracy L. Jeffords, It is ordered that Charles E. Fairman, Esquire, of Washington, District of Columbia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Frederic P. Lee, It is ordered that Theodore Stubbs, Esquire, of Galveston, State of Texas, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

The United States of America,
Appellant,
162 vs.
Gregorio Chavez and Jose Maria Chavez.

The argument of this case was concluded by Mr. Solicitor General Biggs for the appellant, and the case was submitted by Mr. George R. Craig for the appellees.

Herman Snyder,
Petitioner,
241 vs.
Commonwealth of Massachusetts.

This case was argued by Mr. A. C. Webber for the petitioner, and by Mr. Joseph E. Warner for the respondent.

Central Kentucky Natural Gas Company,
Appellant,
11 vs.
Railroad Commission of Kentucky, et al.

This case was argued by Mr. Henry T. Duncan for the appellants; by Mr. Robert H. Winn for the appellees Railroad Commission of Kentucky and the City of Lexington; and by Mr. Joseph A. Edge for the appellees Mrs. George Hignight, et al.

Proclamation being made the Court is adjourned until tomorrow at 12 o'clock.

Pursuant to adjournment the Court met at the Capitol.

PRESENT:

The Honorable Charles E. Hughes, Chief Justice,
Willis Van Devanter,
James C. McReynolds,
Louis D. Brandeis,
George Sutherland,
Pierce Butler,
Harlan F. Stone,
Owen J. Roberts,
Benjamin N. Cardozo, Associate Justices.
Frank K. Green, Esquire, Marshal,
Charles Elmore Cropley, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. H. Stanley Hinrichs, It is ordered that David M. Pulley, Esquire, of New York City, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Maynard Teall, It is ordered that Lawrence Bennett, Esquire, of New York City, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Maynard Teall, It is ordered that G. Franklin Ludington, Esquire, of New York City, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Maynard Teall, It is ordered that Louis Caplan, Esquire, of Pittsburgh, State of Pennsylvania, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. C. C. Dill, It is ordered that Carlos Gustave Nordquist, Esquire, of Seattle, State of Washington, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

Missouri State Life Insurance Company and Hartford Accident & Indemnity Company, Petitioners,
16 vs.
Marion Johnson.

The death of Marion Johnson and the appointment and qualification of Jester Jones as administrator of the estate of Marion Johnson having been suggested,

It is ordered by this Court that the said Jester Jones, administrator of the estate of Marion Johnson, be substituted and made the party respondent in this cause.

Per Mr. Chief Justice Hughes.

Missouri State Life Insurance Company and Hartford Accident & Indemnity Company, Petitioners,
16 vs.
Jester Jones, Administrator, etc.

This case was argued by Mr. Allen May for the petitioners and by Mr. Tom Pce for the respondent.

State of Montana, et al., Appellants,
222 vs.
The United States, Interstate Commerce Commission, Northern Pacific Railway Company, et al.

This case was submitted on briefs per stipulation of counsel by Mr. Francis A. Silver for the appellant; by Mr. Solicitor General Biggs and Mr. Elmer B. Collins for appellee, The United States; by Mr. Daniel W. Knowlton and Mr. Edward M. Reidy for appellee, The Interstate Commerce Commission; by Mr. M. L. Countryman, Jr., Mr. D. F. Lyon, Mr. F. G. Dorety, Mr. J. N. Davis, and Mr. Walter McFarland for appellees, Northern Pacific Railway Company, et al.

Larabee Flour Mills Company,	These cases were argued by Mr. Kenneth
351 vs.	I. McKay for First National Bank of
First National Bank of Dublin;	Dublin; by Mr. C. I. Carey for City of
First National Bank of St.	Miami; and by Mr. H. E. Hackney for
Petersburg, Florida, et al.,	Comptroller of Currency of the United
352 vs.	States, and the case was submitted by
City of Miami.	Mr. C. C. Crockett for Larabee Flour
	Mills Company.

Home Building & Loan Association,	The argument of this case was commenced
Appellant,	by Mr. Karl H. Covell for the appellants;
370 vs.	continued by Mr. Alfred W. Bowen for the
John H. Blaisdell and Rosella	appellants; and by Mr. Harry H. Peterson
Blaisdell, his wife.	and Mr. William S. Ervin for the appellees.

Proclamation being made the Court is adjourned until to-morrow at 12 o'clock.

Pursuant to adjournment the Court met at the Capitol.

PRESENT:

The Honorable Charles E. Hughes, Chief Justice,
Willis Van Devanter,
James C. McReynolds,
Louis D. Brandeis,
George Sutherland,
Pierce Butler,
Harlan F. Stone,
Owen J. Roberts,
Benjamin N. Cardozo, Associate Justices.
Frank K. Green, Esquire, Marshal,
Charles Elmore Cropley, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. J. Howard Flint, It is ordered that George H. Barber, Esquire, of Albany, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Eliot C. Lovett, It is ordered that Charles V. Garnett, Esquire, of Kansas City, State of Missouri, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Vincent K. Butler, It is ordered that F. F. Thomas, Jr., Esquire, of San Francisco, State of California, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. John H. Hougen, It is ordered that I. K. Lewis, Esquire, of Duluth, State of Minnesota, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. John G. Buchanan, It is ordered that Richard Ford, Esquire, of Detroit, State of Michigan, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. J. Howard Flint, It is ordered that James M. Hyer, Esquire, of Athens, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Wm. P. MacCracken, It is ordered that Lawrence Duncan Lloyd, Esquire, of Chicago, State of Illinois, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Horace S. Whitman, It is ordered that Wm. P. Lane, Jr., Esquire, ofBaltimore, State of Maryland, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Horace S. Whitman, It is ordered that Willis R. Jones, Esquire, of Baltimore, State of Maryland, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Henry S. Drinker, Jr., It is ordered that Frederick E. S. Morrison, Esquire, of Philadelphia, State of Pennsylvania, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Henry S. Drinker, Jr., It is ordered that Raymond K. Denworth, Esquire, of Philadelphia, State of Pennsylvania, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. William A. Schnader, It is ordered that Harris C. Arnold, Esquire, of Lancaster, State of Pennsylvania, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Henry S. Drinker, Jr., It is ordered that Leslie M. Swope, Esquire, of Philadelphia, State of Pennsylvania, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Henry S. Drinker, Jr., It is ordered that Wolcott P. Robbins, Esquire, of New York City, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

Ivan E. Oakes, Petitioner,

5 vs.

Ben Lake, as Sheriff of Owyhee County, Idaho.

Order.

Ordered, that the opinion in this case be amended as follows:

By striking out the following, now appearing on page 4 of said opinion:

The true rule is stated in Robertson v. Staed, supra, at page 137, by the Supreme Court of Missouri:

"Independently of the matter of comity a receiver who has been appointed by a foreign court, and who by virtue of such appointment has taken into his possession and custody within said jurisdiction property belonging to an insolvent debtor, thereby acquires a special property in said chattel, and when the same, upon being sent or removed into this state or any other jurisdiction is there seized and detained by a creditor of said insolvent, he is thereby entitled, as a matter of right, to institute and maintain in the courts of this state an action of replevin for its recovery."

And by inserting in lieu thereof:

The true rule is stated in Robertson v. Staed, supra, by the supreme court of Missouri, where it was held that where the receiver has taken possession of property in pursuance of his appointment, a special property is thereby vested in him which enables him to maintain a suit for the recovery of the property in a foreign jurisdiction; and that the principle upon which that may be done is "one of law and not of comity."

Per Mr. Chief Justice Hughes.

Raymond J. Funkhouser and Elmer M. Funkhouser, doing business under the firm name and style of R. J. Funkhouser & Co., Appellants, 72 vs. J. B. Preston Company, Inc.	This case was submitted to the Court by Mr. George Link, Jr., for the appellants, and by Mr. Jeremiah A. O'Leary for the appellee, with leave to appellant to file an additional brief within five days.
Home Building and Loan Association, Appellant, 370 vs. John H. Blaisdell and Rosella Blaisdell, his wife.	The argument of this case was concluded by Mr. Wm. S. Ervin for the appellees.
Board of Supervisors of Harrison County, Iowa, and Pigeon Creek Drainage District in that County, Appellants, 41 vs. Board of Supervisors of Pottawattamie County, Iowa, et al.	This case was argued by Mr. Ellsworth C. Alvord for the appellants, and was submitted by Mr. George S. Wright for the appellees.
City Bank Farmers Trust Company, Executor, etc., Appellant, 84 vs. William A. Schnader, Attorney General of Pennsylvania, et al.	This case was argued by Mr. Henry S. Drinker, Jr., for the appellant, and by Mr. William A. Schnader for the appellees. Leave was granted appellant to file an additional brief within five days.

First National Bank of Cincinnati, et al., Petitioners,

62 vs.

Rudolph B. Flershem, et al., etc.;

First National Bank of Cincinnati, et al., Petitioners,

63 vs.

Rudolph B. Flershem, et al., etc.;

Amy Arzt and Josephine Ramsey, Petitioners,

64 vs.

Rudolph B. Flershem, et al., etc.;

Lily Clapier, Petitioner,

65 vs.

Rudolph B. Flershem, et al., etc.

The argument of these cases was commenced by Mr. Ralph Royall for the petitioner, First National Bank of Cincinnati, in Nos. 62 and 63; and continued by Mr. James F. Hubbell for petitioner International Heater Co. in Nos. 62 and 63; and by Mr. David M. Palley for the petitioners in Nos. 64 and 65.

Proclamation being made the Court is adjourned until tomorrow at 12 o'clock noon.

Pursuant to adjournment the Court met at the Capitol.

PRESENT:

The Honorable Charles E. Hughes, Chief Justice,
Willis Van Devanter,
James C. McReynolds,
Louis D. Brandeis,
GeorgeSutherland, Associate Justices.
Pierce Butler,
Harlan F. Stone,
Owen J. Roberts,
Benjamin N. Cardozo,
Frank K. Green, Esquire, Marshal,
Charles Elmore Cropley, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. James A. Gray, It is ordered that Corydon Bushnell Dunham, Esquire, of New York City, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Charles Henry Butler, It is ordered that Leland K. Neeves, Esquire, of Chicago, State of Illinois, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Solicitor General Biggs, It is ordered that Daniel E. McGrath, Esquire, of Amarillo, State of Texas, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. James A. Gray, It is ordered that Morris Gogolick, Esquire, of New York City, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Eugene E. Stevens, It is ordered that David Charness, Esquire, of Milwaukee, State of Wisconsin, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

First National Bank of Cincinnati and International Heater Company, Petitioners,
62 vs.
Rudolph B. Flershem, et al., etc.;
First National Bank of Cincinnati and International Heater Company, Petitioners,
63 vs.
Rudolph B. Flershem, et al., etc.;
Amy Arzt and Josephine Ramsey, Petitioners,
64 vs.
Rudolph B. Flershem, et al., etc.;
Lily Clapier, Petitioner,
65 vs.
Rudolph B. Flershem, et al.

The argument of these cases was continued by Mr. Lawrence Bennett for the respondent, Reorganization Committee, in Nos. 62, 63, 64 and 65; and concluded by Mr. Grandin Tracy Vought for respondent Bankers Trust Company, in Nos. 62, 63 and 64.

William Miller, Administrator, etc., Petitioner,
51 vs.
Union Pacific Railroad Company.

This case was argued by Mr. Martin J. O'Donnell for the petitioner, and by Mr. Charles V. Garnett for the respondent.

Acel C. Alexander, Collector of Internal Revenue, Petitioner,
54 vs.
Cosden Pipe Line Company.

The argument of this case was commenced by Mr. Solicitor General Biggs for the petitioner.

Proclamation being made the Court is adjourned until Monday next at 12 o'clock.

Pursuant to adjournment the Court met at the Capitol.

PRESENT:

The Honorable Charles E. Hughes, Chief Justice,
Willis Van Devanter,
James C. McReynolds,
Louis D. Brandeis,
George Sutherland, Associate Justices.
Pierce Butler,
Harlan F. Stone,
Owen J. Roberts,
Benjamin N. Cardozo,
Frank K. Green, Esquire, Marshal,
Charles Elmore Cropley, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. Charles A. Hammer, It is ordered that Jno W. Carter, Jr., Esquire, of Danville, State of Virginia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Irl F. Kennerly, It is ordered that Hobart Huson, II, Esquire, of San Antonio, State of Texas, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Irl F. Kennerly, It is ordered that Jas. A. Steele, Esquire, of Refugio, State of Texas, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Russell R. Kramer, It is ordered that Sam Johnson, Esquire, of Maryville, State of Tennessee, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. David Roger Englar, It is ordered that F. Herbert Prem, Esquire, of New York City, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Edward Grant Buckland, It is ordered that Wm. Burnet Wright, Esquire, of Baltimore, State of Maryland, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Charles Henry Butler, It is ordered that Henry F. Butler, Esquire, of Cambridge, State of Massachusetts, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Earl H. Hatcher, It is ordered that Chas. D. Welch, Esquire, of Coffeyville, State of Kansas, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. James B. McDonough, It is orddred that J. Martin McDonough, Esquire, of Baltimore, State of Maryland, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

Krauss Bros. Lumber Company, Petitioner,

4 vs. On writ of certiorari to the United

Dimon Steamship Corporation, Claimant States Circuit Court of Appeals for

of the Steamship "Pacific Cedear," the Ninth Circuit.

Her Engines, etc.

This cause came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Ninth Circuit, and was argued by counsel.

On consideration whereof, It is ordered, adjudged, and decreed by this Court that the decree of the said United States Circuit Court of Appeals, in this cause, be, and the same is hereby, reversed with costs; and that this cause be, and the same is hereby, remanded to the District Court of the United States for the Western District of Washington for further proceedings in conformity with the opinion of this Court.

Per Mr. Justice Stone.

Dissenting: Mr. Justice McReynolds, Mr. Justice Sutherland, Mr. Justice Butler, and Mr. Justice Roberts.

The Chief Justice announced the following orders of the Court:

State of Montana, Board of Railroad

Commissioners of the State of Montana,

et al., etc., Appellants, Appeal from the District Court of the

222 vs. United States for the District of

The United States of America, Interstate Montana.

Commerce Commission, Northern Pacific

Railway Company, et al.

This cause came on to be heard on the transcript of the record from the District Court of the United States for the District of Montana, and was argued by counsel.

On consideration whereof, It is ordered, adjudged, and decreed by this Court that the decree of the said District Court in this cause be, and the same is hereby, affirmed.

Per Mr. Chief Justice Hughes.

Larabee Flour Mills Company,
351 vs.
First National Bank of Dublin.

On certificate from the United States Circuit Court of Appeals for the Fifth Circuit.

This cause came on to be heard on a certificate from the United States Circuit Court of Appeals for the Fifth Circuit, and was argued by counsel.

On consideration whereof, It is ordered by this Court that the certificate herein, be, and the same is hereby, dismissed.

Per Mr. Chief Justice Hughes.

The First National Bank of St. Petersburg, Fla., et al.,
352 vs.
City of Miami.

On certificate from the United States Circuit Court of Appeals for the Fifth Circuit.

This cause came on to be heard on a certificate from the United States Circuit Court of Appeals for the Fifth Circuit, and was argued by counsel.

On consideration whereof, It is ordered by this Court that the certificate herein, be, and the same is hereby, dismissed.

Per Mr. Chief Justice Hughes.

Board of Supervisors of Harrison County, Iowa, and Pigeon Creek Drainage District in that County, Appellants,
41 vs.
Board of Supervisors of Pottawattamie County, Iowa, et al.

Appeal from the Supreme Court of the State of Iowa.

This cause came on to be heard on the transcript of the record from the Supreme Court of the State of Iowa, and was argued by counsel.

On consideration whereof, It is now here ordered and adjudged by this Court that the appeal herein be, and the same is hereby, dismissed for the want of a substantial Federal question.

Per Mr. Chief Justice Hughes.

American Baseball Club of Philadelphia,
(Philadelphia National League Baseball
Club, Intervening), Appellants,
525 vs.
City of Philadelphia, et al.

Appeal from the Supreme Court of the State of Pennsylvania.

This cause came on to be heard on the transcript of the record from the Supreme Court of the State of Pennsylvania, and on motion to dismiss which was argued by counsel.

On consideration whereof, It is now here ordered and adjudged by this Court that the appeal herein be, and the same is hereby, dismissed for the want of a substantial Federal question.

Per Mr. Chief Justice Hughes.

American Airways, Inc.,
Appellant,
546 vs.
Alice Lee Grosjean, Supervisor of
Public Accounts of the State of
Louisiana.

Appeal from the District Court of the United States for the Eastern District of Louisiana.

This cause came on to be heard on the transcript of the record from the District Court of the United States for the Eastern District of Louisiana, and was argued by counsel.

On consideration whereof, It is ordered, adjudged, and decreed by this Court that the decree of the said District Court in this cause be, and the same is hereby, affirmed with costs.

Per Mr. Chief Justice Hughes.

Wald Transfer & Storage Company, Appellant, vs. Lon A. Smith, et al. — Appeal from the District Court of the United States for the Southern District of Texas.

551

This cause came on to be heard on the transcript of the record from the District Court of the United States for the Southern District of Texas, and was argued by counsel.

On consideration whereof, It is ordered, adjudged, and decreed by this Court that the decree of the said District Court in this cause be, and the same is hereby, affirmed with costs.

Per Mr. Chief Justice Hughes.

D. A. Beard, Appellant, vs. Lon A. Smith, et al. — Appeal from the District Court of the United States for the Southern District of Texas.

552

This cause came on to be heard on the transcript of the record from the District Court of the United States for the Southern District of Texas, and was argued by counsel.

On consideration whereof, It is ordered, adjudged, and decreed by this Court that the decree of the said District Court in this cause be, and the same is hereby, affirmed with costs.

Per Mr. Chief Justice Hughes.

The Chief Justice said:

"The other orders of the Court appear upon the list certified to by the Chief Justice and filed with the Clerk and will not be announced orally."

— Original.

Ex parte: Garland Latta, Petitioner.

On consideration of the motion for leave to file a petition for writ of habeas corpus herein,

It is ordered by this Court that the said motion be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Commonwealth of Pennsylvania, Complainant,

— Original. vs.

The State of Arkansas.

On consideration of the motion for leave to file a bill of complaint herein,

It is ordered by this Court that the said motion be, and the same is hereby, granted, and process is ordered to issue returnable on Monday, January 15, next.

Per Mr. Chief Justice Hughes.

— Original.

Ex parte: W. Bissell Thomas, et al., Petitioners.

On consideration of the motion for leave to file a petition for writ of mandamus herein and of the return to rule to show cause thereupon issued,

It is ordered by this Court that the rule to show cause herein be, and the same is hereby, discharged, and that the motion for leave to file a petitionfor writ of mandamus, be, and the same is hereby,denied.

Per Mr. Chief Justice Hughes.

City of Marion, Illinois, a Municipal Corporation, et al., Petitioners,

400 vs.

Ben Sneeden, as Receiver, etc.

On consideration of the motion in behalf of the People of the Philippine Islands for leave to participate in the oral argument in this cause as amicus curiae,

It is ordered by this Court that the said motion be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

John W. Laramore, Petitioner,

560 vs.

The State of Florida.

On consideration of the motion for leave to proceed further herein in forma pauperis,

It is ordered by this Court that the said motion be, and the same

John W. Laramore,

Petitioner,

560 vs.

The State of Florida.

On petition for writ of certiorari to the Supreme Court of the State of Florida.

On consideration of the petition for a writ of certiorari herein to the Supreme Court of the State of Florida, and of the argument of counsel thereupon had,

It is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Ralph Mark,

Petitioner,

563 vs.

Joseph Wilson, Warden of Great Meadow Prison, Comstock, N. Y.

On consideration of the motion for leave to proceed further herein in forma pauperis,

It is ordered by this Court that the said motion be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Ralph Mark,

Petitioner,

563 vs.

Joseph Wilson, Warden of Great Meadow Prison, Comstock, N. Y.

On petition for writ of certiorari to the Supreme Court of the State of New York, Appellate Division, 3rd Department.

On consideration of the petition for a writ of certiorari herein to the Supreme Court of the State of New York, Appellate Division, 3rd Department, and of the argument of counsel thereupon had,

It is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Illinois Bell Telephone Company, Appellant,

548 vs.

Benjamin F. Lindheimer, et al., etc.

Further consideration of the question of the jurisdiction of this Court in this case is postponed to the hearing of the case on the merits, and the case is assigned for argument with No. 440 heretofore assigned for argument on Monday, January 15, next.

Per Mr. Chief Justice Hughes.

Manhattan Properties, Inc., Petitioner,

505 vs.

Irving Trust Company, as Trustee in Bankruptcy of Oliver A. Olson Co., Inc.

Order allowing certiorari.

The petition herein for a writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit is granted. And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

Samuel R. Brown, Almira B. Millard, Alfred Millard and Hugh Millard, Petitioners,

506 vs.

Irving Trust Company as Trustee in Bankruptcy of United Cigar Stores Company.

Order allowing certiorari.

The petition herein for a writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit is granted. And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

Manhattan Properties, Inc., Petitioner,

505 vs.

Irving Trust Company, as Trustee, etc.;

Samuel R. Brown, et al., Petitioners,

506 vs.

Irving Trust Company, as Trustee, etc.

On consideration of the motion to consolidate and advance these cases,

It is ordered by this Court that the said motion be, and the same is hereby, granted, and the cases are assigned for argument on Monday, January 8, next, after the cases heretofore assigned for that day.

Per Mr. Chief Justice Hughes.

Dooley Improvements, Inc.,
Petitioner,

507 vs.

Motor Improvements, Inc., and
Ernest J. Sweetland.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Third Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Third Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Justice Van Devanter,

The Chief Justice took no part in the consideration or decision of this application.

Atlantic Oil Transit Corporation and
National Surety Company,
Petitioners,

280 vs.

Procter & Gamble Company.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Second Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Charles H. Whitehead, Executor of the
Estate of Mary H. Whitehead, Deceased,
Petitioner,
172 vs.
Guy T. Helvering, Commissioner of
Internal Revenue.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Eighth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Eighth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

George O. Baird,
Petitioner,
486 vs.
The United States of America.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Fifth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Fifth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Katherine Bogan, as Special Administratrix
of the Estate of John Arthur Eddy,
Deceased,
Petitioner,
489 vs.
Letitia Hynes, Sometimes Known as
Latitia Haynes and Harry Haynes.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Ninth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Ninth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Giovanni Impiriale Alias Andrea Burricci,

Petitioner,

492 vs.

Frances Perkins, Secretary of Labor.

On petition for writ of certiorari to the Court of Appeals of the District of Columbia.

On consideration of the petition for a writ of certiorari herein to the Court of Appeals of the District of Columbia, and of the argument of counsel thereupon had,

It is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

W. H. Hill Company, By Union Guardian Trust Company, Receiver,

Petitioner,

494 vs.

Guy T. Helvering, Commissioner of Internal Revenue.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Sixth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Sixth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Navigazione Generale Italiana,

Petitioner,

496 vs.

Philip Elting, Collector of Customs of the Port of New York.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Second Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Transatlantica Italiana,

Petitioner,

497 vs.

Philip Elting, Collector of Customs of the Port of New York.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Second Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Esther Pine,

Petitioner,

500 vs.

The Columbian National Life Insurance Company.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Second Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Derolice D. Cobb,

Petitioner,

501 vs.

National Surety Company.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Fifth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Fifth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Lafayette Worsted Company,
Petitioner,
502 vs.
Frank A. Page, Collector of Internal Revenue.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the First Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the First Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Rosenbloom Finance Corporation,
Petitioner,
503 vs.
Guy T. Helvering, Commissioner of Internal Revenue.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Third Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Third Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Southern Realty Corporation, et al.,
Petitioners,
508 vs.
W. W. Heath, Secretary of State, et al.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Fifth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Fifth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Compagnie Francaise De Navigation
A Vapeur,
Petitioner,
510 vs.
Philip Elting, Collector of Customs, Port of New York.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Second Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Compagnie Francaise De Navigation
A Vapeur,
Petitioner,
511 vs.
Philip Elting, Collector of Customs, Port of New York.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Second Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Compagnie Francaise De Navigation
A Vapeur,
Petitioner,
512 vs.
Philip Elting, Collector of Customs, Port of New York.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Second Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Compagnie Francaise De Navigation
A Vapeur, Petitioner,
513 vs.
Philip Elting, Collector of Customs, Port of New York.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Second Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Compagnie Francaise De Navigation
A Vapeur, Petitioner,
514 vs.
Philip Elting, Collector of Customs, Port of New York.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Second Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

State ex rel. Theodore Cotonio, Petitioner,
517 vs.
Italo-American Homestead Association.

On petition for writ of certiorari to the Supreme Court of the State of Louisiana.

On consideration of the petition for a writ of certiorari herein to the Supreme Court of the State of Louisiana, and of the argument of counsel thereupon had,

It is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

The Chief Justice also announced the following order:

Order.

The Court will take a recess from Monday, November 20th until Monday, December 4th next.

Per Mr. Chief Justice Hughes.

New Colonial Ice Company, Inc., Petitioner,

547 vs.

Commissioner of Internal Revenue.

The resignation of David Burnet, as Commissioner of Internal Revenue, and the appointment of Guy T. Helvering, having been suggested,

It is, on motion of Mr. Solicitor General Biggs, ordered by this Court that Guy T. Helvering, present Commissioner of Internal Revenue, be substituted and made the party respondent in this cause.

Per Mr. Chief Justice Hughes.

Thomas A. O'Donnell, Petitioner,

554 vs.

Commissioner of Internal Revenue.

The resignation of David Burnet, as Commissioner of Internal Revenue, and the appointment of Guy T. Helvering, having been suggested,

It is, on motion of Mr. Solicitor General Biggs, ordered by this Court that Guy T. Helvering, present Commissioner of Internal Revenue, be substituted and made the party respondent in this cause.

Per Mr. Chief Justice Hughes.

J. M. Jannett and J. A. Skipper, Appellants,

168 vs.

Dan Hardie, as Sheriff of Dade County, Florida, etc.

On consideration of the motion on behalf of the Russell Sage Foundation for leave to participate in the oral argument in this cause as amicus curiae,

It is ordered by this Court that the said motion be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Frederick T. Fleitmann, Petitioner,

233 vs.

Guy T. Helvering, Commissioner of Internal Revenue.

On consideration of the motion in behalf of counsel for the petitioner in this cause for leave to file a petition for rehearing,

It is ordered by this Court that the said motion be, and the same is hereby, granted.

Per Mr. Chief Justice Hughes.

Acel C. Alexander, Collector of Internal Revenue, Petitioner,

54 vs.

Cosden Pipe Line Company.

The argument of this case was continued by Mr. Solicitor General Biggs for the petitioner, by Mr. H. H. Wills for the respondent, and concluded by Mr. Solicitor General Biggs for the petitioner.

Guy T. Helvering, Commissioner of Internal Revenue, Petitioner,

75 vs.

Julia Butterworth, et al.

This case was argued by Mr. Erwin N. Griswold for the petitioner and by Mr. John Hampton Barnes for the respondent.

Guy T. Helvering, Commissioner of Internal Revenue, Petitioner,

76 vs.

Fidelity-Philadelphia Trust Company, Trustee, etc.

This case was argued by Mr. Erwin N. Griswold for the petitioner and by Mr. Robert T. McCracken for the respondent.

Guy T. Helvering, Commissioner of Internal Revenue, Petitioner,

77 vs.

Frank Pardee, et al., etc.

This case was argued by Mr. Erwin N. Griswold for the petitioner, and the case was submitted by Mr. Ralph B. Evans for the respondent.

Guy T. Helvering, Commissioner of Internal Revenue, Petitioner,

78 vs.

Title Guarantee Loan & Trust Company, as Trustee, etc.

This case was argued by Mr. Erwin N. Griswold for the petitioner and by Mr. H. C. Kilpatrick for the respondent.

John S. Funk,

Petitioner,

394 vs.

The United States of America.

The argument of this case was commenced by Mr. John W. Carter, Jr., for the Petitioner.

Proclamation being made the Court is adjourned until tomorrow at 12 o'clock.

Pursuant to adjournment the Court met at the Capitol.

PRESENT:

The Honorable Charles E. Hughes, Chief Justice,
Willis Van Devanter,
James C. McReynolds,
Louis D. Brandeis,
Pierce Butler,
Harlan F. Stone,
Owen J. Roberts,
Benjamin N. Cardozo, Associate Justices.
Frank K. Green, Esquire, Marshal,
Charles Elmore Cropley, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. James A. Toomey, It is ordered that Vincent L. Toomey, Esquire, of Washington, District of Columbia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Thomas W. Phillips, It is ordered that Daniel P. Galen, Esquire, of Miami, State of Florida, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Harry Hertzoff, It is ordered that Thomas F. Fennell, Esquire, of Elmira, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Paul F. Myers, It is ordered that Martin W. Meyer, Esquire, of Washington, District of Columbia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Arlon V. Cushman, It is ordered that William N. Leahy, Esquire, of Framingham, State of Massachusetts, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. William W. Scott, It is ordered that Charles P. Derr, Esquire, of Morgantown, State of West Virginia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Benjamin H. Bartholow, It is ordered that Melvin L. Krulewitch, Esquire, of New York City, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Attorney General Cummings, It is ordered that Charles E. Moore, Esquire, of Stamford, State of Connecticut, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Nelson T. Hartson, It is ordered that Mrs. Katherine M. Littell, of New Orleans, State of Louisiana, be admitted to practice as an Attorney and Counsellor of this Court, and she was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Nelson T. Hartson, It is ordered that Norman M. Littell, Esquire, of Seattle, State of Washington, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Dozier A. DeVane, It is ordered that Paul H. Burns, Esquire, of New York City, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. William L. Hill, It is ordered that Marion B. Knight, Esquire, of Blountstown, State of Florida, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

John F. Funk,
Petitioner,
394 vs.
The United States.

The argument of this case was continued by Mr. John W. Carter, Jr., for the petitioner, and concluded by Mr. Assistant Solicitor General MacLean for the respondent.

Sarah Elizabeth Stringfellow, a Widow, Petitioner,
71 vs.
Atlantic Coast Line Railroad Company;
Atlantic Coast Line Railroad Company, Petitioner,
95 vs.
Sarah Elizabeth Stringfellow, a Widow, etc.

These cases were argued by Mr. William C. McLean for Sarah Elizabeth Stringfellow, etc., and by Mr. McKinney Barton for the Atlantic Coast Line Railroad Company.

J. T. Trotter, Guardian, etc.,
Petitioner,
79 vs.
State of Tennessee, in its own behalf and for the use and benefit of Blount County.

This case was argued by Mr. Russell R. Kramer for the petitioner and by Mr. Sam Johnson for the respondent.

Louis H. May, et al.,
Petitioners,
80 vs.
Hamburg-Amerikanische Aktien-Gesellschaft.

The argument of this case was commenced by Mr. D. Roger Englar for the petitioner.

Proclamation being made the Court is adjourned until tomorrow at 12 o'clock.

Pursuant to adjournment the Court met at the Capitol.

PRESENT:

The Honorable Charles E. Hughes, Chief Justice,
Willis Van Devanter,
James C. McReynolds,
Louis D. Brandeis,
Pierce Butler,
Harlan F. Stone,
Owen J. Roberts,
Benjamin N. Cardozo,
Associate Justices.
Frank K. Green, Esquire, Marshal,
Charles Elmore Cropley, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. Karl D. Loos, It is ordered that James W. Huffman, Esquire, of Columbus, State of Ohio, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. William L. Hill, It is ordered that Paul Carter, Esquire, of Marianna, State of Florida, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Frederick S. Winston, It is ordered that Howe P. Cochran, Esquire, of Washington, District of Columbia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. C. Brewster Rhoads, It is ordered that Laurence H. Eldredge, Esquire, of Philadelphia, State of Pennsylvania, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Karl D. Loos, It is ordered that John L. Davies, Esquire, of Columbus, State of Ohio, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Gordon Browning, It is ordered that Frank C. Leslie, Esquire, of Akron, State of Ohio, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. E. C. Alvord, It is ordered that Charles C. Morris, Jr., Esquire, of Philadelphia, State of Pennsylvania, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Helen E. Carloss, It is ordered that Florence M. Selander, of Minneapolis, State of Minnesota, be admitted to practice as an Attorney and Counsellor of this Court, and she was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Edward J. Fox, It is ordered that Edward J. Fox, Jr., Esquire, of Easton, State of Pennsylvania, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

Louis H. May, et al.,
Petitioners,
80 vs.
Hamburg-Amerikanische Packetfahrt Aktien-Gesellschaft.

The argument of this case was continued by Mr. D. Roger Englar for the petitioner, and concluded by Mr. John W. Griffin for the respondent.

Seldon Glenn, et al., Individually, etc., Appellants,	This case was argued by Mr. S. H. Brown for the appellants, and by Mr.
541 vs.	William Marshall Bullitt for the
Field Packing Company,	appellee.

Alaska Steamship Company, Petitioner,	This case was argued by Mr. Norman M. Littell for the petitioner, and by Mr.
56 vs.	Assistant Solicitor General MacLean
The United States of America.	for the respondent.

Laura Ormsby, et al., Executors, etc., Petitioners,	The argument of this case was commenced by Mr. C. Brewster Rhoads for the peti-
101 vs.	tioner, and continued by Mr. Edward J.
Louise Chase, by Jesse Blythe, et al.	Fox for the respondents.

Proclamation being made the Court is adjourned until tomorrow at 12 o'clock.

Pursuant to adjournment the Court met at the Capitol.

PRESENT:

The Honorable Charles E. Hughes, Chief Justice,
Louis D. Brandeis,
Pierce Butler,
Harlan F. Stone, Associate Justices.
Owen J. Roberts,
Benjamin N. Cardozo,
Frank K. Green, Esquire, Marshal,
Charles Elmore Cropley, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. Peyton R. Evans, It is ordered that Harry D. Reed, Esquire, of Columbia, State of South Carolina, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. William D. Embree, It is ordered that Irving Reynolds, Esquire, of New York City, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. William D. Embree, It is ordered that Julian L. Hagen, Esquire, of New York City, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Robert Stone, It is ordered that Robert E. Gullison, Esquire, of Bartlesville, State of Oklahoma, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Antionette Funk, It is ordered that Paul P. Massey, Esquire, of Omaha, State of Nebraska, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Edward J. Fox, It is ordered that William A. Challener, Esquire, of Pittsburgh, State of Pennsylvania, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Edmund D. Campbell, It is ordered that B. Wofford Wait, Esquire, of Tampa, State of Florida, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Edmund D. Campbell, It is ordered that J. Winfield Hendry, Esquire, of Tampa, State of Florida, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Harry L. Underwood, It is ordered that Philip Lutz, Jr., Esquire, of Indianapolis, State of Indiana, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Harry L. Underwood, It is ordered that Herbert J. Patrick, Esquire, of Tell City, Indiana, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Roy St. Lewis, It is ordered that Herbert K. Hyde, Esquire, of Oklahoma City, State of Oklahoma, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

Laura Ormsby and B. Rush Field, Executors, etc., Petitioners, vs. Louise Chase, by Jesse Blythe, et al.	The argument of this case was concluded by Mr. Edward J. Fox for the respondents.
The State Corporation Commission for the State of Kansas, et al., Appellants, vs. The Wichita Gas Company, et al.	The argument of this case was commenced by Mr. E. H. Hatcher for the appellants; continued by Mr. Robert D. Garver for the appellees, Wichita Gas Company, et al.; by Mr. Charles D. Welch for the appellants; and concluded by Mr. J. W. Finley for the appellee, Cities Service Gas Company.
Norumbega Company, Appellant, vs. John J. Bennett, Jr., as an individual, etc.	The argument of this case was commenced by Mr. Bernhard Knollenberg for the appellant. The Court declined to hear further argument.
Federal Land Bank of Columbia, S.C., Petitioner, vs. Mrs. Will Gaines.	The argument of this case was commenced by Mr. Peyton R. Evans for the petitioner.

Proclamation being made the Court is adjourned until tomorrow at 12 o'clock.

FRIDAY, NOVEMBER 17, 1933

Pursuant to adjournment the Court met at the Capitol.

PRESENT:

The Honorable Charles E. Hughes, Chief Justice,
Willis Van Devanter,
James C. McReynolds,
Louis D. Brandeis,
Pierce Butler, Associate Justices.
Owen J. Roberts,
Benjamin N. Cardozo,
Frank K. Green, Esquire, Marshal,
Charles Elmore Cropley, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. Herbert L. Davis, It is ordered that Helen Louise Bowman, of Dayton, State of Ohio, be admitted to practice as an Attorney and Counsellor of this Court, and she was sworn accordingly.

On motion first made to the Court in this behalf by Mr. William D. Mabree, It is ordered that C. Horace Tuttle, Esquire, of New York City, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. William H. King, It is ordered that Harold E. Wallace, Esquire, of Salt Lake City, State of Utah, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Walter H. Newton, It is ordered that Thomas Gallagher, Esquire, of Minneapolis, State of Minnesota, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. William E. Mikell, Jr., It is ordered that Thomas P. Mikell, Esquire, of Philadelphia, State of Pennsylvania, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

Alvin F. Fix, Jr., Collector of Internal Revenue, etc., Petitioner,
153 vs.
Philadelphia Barge Company, et al.

The motion respecting substitution of petitioner was submitted to the consideration of the Court by Mr. Solicitor General Biggs for the petitioner.

Federal Land Bank of Columbia, S. C., Petitioner,
112 vs.
Mrs. Will Gaines.

The argument of this case was continued by Mr. M. R. McCown for the respondent, and concluded by Mr. Peyton R. Evans for the petitioner.

M. D. Hicklin, Individually, etc., et al., Appellants,
94 vs.
J. C. Coney, et al., etc.

This case was argued by Mr. B. Wofford Wait for the appellants, and by Mr. Irvine F. Belser for the appellees.

Hunter A. Gibbs, Representing himself, etc., Appellant,
117 vs.
Simpson J. Zimmerman, Individually, etc., et al.

This case was argued by Mr. D. W. Robinson for the appellant, and by Mr. Irvine F. Belser for the appellees.

Newton W. Lumbra, Petitioner,
152 vs.
The United States of America.

This case was argued by Mr. Warren K. Miller for the petitioner, and by Mr. Will G. Beardslee for the respondent.

Proclamation being made the Court is adjourned until Monday, November 20 next, at 12 o'clock.

Pursuant to adjournment the Court met at the Capitol.

PRESENT:

The Honorable Charles E. Hughes, Chief Justice,
Louis D. Brandeis,
George Sutherland,
Pierce Butler,
Harlan F. Stone,
Owen J. Roberts,
Benjamin N. Cardozo, Associate Justices.
Frank K. Green, Esquire, Marshal,
Charles Elmore Cropley, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. Morgan H. Beach, It is ordered that Samuel F. Beach, Esquire, of Washington, District of Columbia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Raphael Tourover, It is ordered that Charles O. Bruce, Esquire, of San Francisco, State of California, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. A. O. Stanley, It is ordered that Roswell W. Chandler, Esquire, of Caldwell, State of New Jersey, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Ray W. Nedrow, It is ordered that William I. Jones, Esquire, of Omaha, State of Nebraska, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. James M. Beck, It is ordered that Samuel P. Weaver, Esquire, of Spokane, State of Washington, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Walter Schaffner, It is ordered that Albert Whiting Fox, Esquire, of Washington, District of Columbia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

L. M. Dakin (Successor to A. M. Anderson),
as Receiver of the First National
Bank of St. Petersburg, Petitioner,
44 vs.
Taver Bayly, as Liquidator of the
Peoples Bank of Clearwater.

On writ of certiorari to the United States Circuit Court of Appeals for the Fifth Circuit.

This cause came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Fifth Circuit, and was argued by counsel.

On consideration whereof, It is ordered and adjudged by this Court that the judgment of the said United States Circuit Court of Appeals, in this cause, be, and the same is hereby, reversed with costs; and that this cause be, and the same is hereby, remanded to the District Court of the United States for the Southern District of Florida for further proceedings in conformity with the opinion of this Court.

Per Mr. Justice Roberts.

Dissenting opinion by Mr. Justice Stone.

Butte, Anaconda & Pacific Railway Company, Petitioner, vs. The United States of America. 8

On writ of certiorari to the United States Circuit Court of Appeals for the Ninth Circuit.

This cause came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Ninth Circuit, and was argued by counsel.

On consideration whereof, It is ordered and adjudged by this Court that the judgment of the said United States Circuit Court of Appeals, in this cause, be, and the same is hereby, reversed; and that this cause be, and the same is hereby, remanded to the District Court of the United States for the District of Montana for further proceedings in conformity with the opinion of this Court.

Per Mr. Justice Brandeis.

The Chief Justice announced the following orders of the Court:

Ennis H. Coale, by Howard Cronin Coale, His Father and Next Friend and Howard Cronin Coale, Individually, Appellants, vs. Raymond A. Pearson, President and Executive Head of the University of Maryland, et al., etc. 529

Appeal from the Court of Appeals of the State of Maryland.

This cause came on to be heard on the transcript of the record from the Court of Appeals of the State of Maryland, and was argued by counsel.

On consideration whereof, It is now here ordered and adjudged by this Court that the appeal herein be, and the same is hereby, dismissed for the want of a substantial Federal question.

Per Mr. Chief Justice Hughes.

John N. Lukens,

Appellant,

562 vs.

The Commonwealth of Pennsylvania.

Appeal from the Supreme Court of the State of Pennsylvania.

This cause came on to be heard on the transcript of the record from the Supreme Court of the State of Pennsylvania, and was argued by counsel.

On consideration whereof, It is now here ordered and adjudged by this Court that the appeal herein be, and the same is hereby, dismissed for the want of a substantial Federal question.

Per Mr. Chief Justice Hughes.

Jefferson County, Appellant,

569 vs.

J. H. Hard, Jr., as State Comptroller of the State of Alabama, and S. R. Butler, as State Tax Commissioner of the State of Alabama.

Appeal from the Supreme Court of the State ofAlabama.

This cause came on to be heard on the transcript of the record from the Supreme Court of the State of Alabama, and was argued by counsel.

On consideration whereof, It is now here ordered and adjudged by this Court that the appeal herein be, and the same is hereby, dismissed for the want of a substantial Federal question.

Per Mr. Chief Justice Hughes.

The Chief Justice said:

"The other orders of the Court appear upon the list certified to by the Chief Justice and filed with the Clerk and will not be announced orally."

Mona Motor Oil Company, Appellant,

555 vs.

Ray E. Johnson, Treasurer of the State of Iowa, et al.

In this case probable jurisdiction is noted.

Per Mr. Chief Justice Hughes.

Peter Malavazos, John Malavazos, George Malavos, et al., Petitioners,

524 vs.

Irving Trust Company, Trustee in Bankruptcy of Metropolitan Chain Stores, Inc.

Order allowing certiorari.

The petition herein for a writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit is granted, and the case is assigned for argument immediately following Nos. 505 and 506 heretofore assigned for Monday, January 8th next.

And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

The Federal Land Bank of Berkeley, Petitioner,

498 vs.

Samuel S. Warner, et ux, et al.

Order allowing certiorari.

The petition herein for a writ of certiorari to the Supreme Court of the State of Arizona is granted. And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

Guy T. Helvering, Commissioner of Internal Revenue,

Petitioner,

515 vs.

The Newport Company.

Order allowing certiorari.

The petition herein for a writ of certiorari to the United States Circuit Court of Appeals for the Seventh Circuit is granted. And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

Ebba Pagel, Annie Corey, Clara Hallbom and Charles Hallbom,

Petitioners,

526 vs.

Edward Pagel, as Administrator of the Estate of Jacob E. Hallbom, et al.

Order allowing certiorari.

The petition herein for a writ of certiorari to the Supreme Court of the State of Minnesota is granted. And it is further ordered that the duly certified copy of the transcriptof the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

Grace Lewis Connell, Myrle C. Adams, and Mary Adams,

Petitioners,

535 vs.

Eva S. Walker.

Order allowing certiorari.

The petition herein for a writ of certiorari to the Supreme Court of the State of North Dakota is granted. And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

Elinor Jorgensen,
Petitioner,
vs.
M. W. Thornberg.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Third Circuit.

408

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Third Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

H. G. Ferguson,
Petitioner,
vs.
The United States.

On petition for writ of certiorari to the Court of Claims.

495

On consideration of the petition for a writ of certiorari herein to the Court of Claims and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

The United States of America,
Petitioner,
vs.
Henry F. Norcott.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Seventh Circuit.

518

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Seventh Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

The United States of America, Petitioner, vs. Harold D. Bennett. 519

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Seventh Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Seventh Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

The United States of America, Petitioner, vs. Charles P. Packer, Jr. 520

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Seventh Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Seventh Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

The United States of America, Petitioner, vs. W. Scott Carroll. 521

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Seventh Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Seventh Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

The United States of America,
Petitioner,
522 vs.
Leslie A. Needham.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Seventh Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Seventh Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

The Brown Shoe Company,
Petitioner,
523 vs.
Henry A. Carns, as Trustee in Bankruptcy of E. A. Hilleary, Bankrupt.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Eighth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Seventh Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Crucible Steel Casting Company,
Petitioner,
528 vs.
Guy T. Helvering, Commissioner of Internal Revenue.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Seventh Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Seventh Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Myron H. Wells, Receiver in Involuntary Bankruptcy of Maier Brewing Company, Inc., Petitioner, vs. Frank L. Simons.

530 — On petition for writ of certiorari to the United States Circuit Court of Appeals for the Ninth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Ninth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Max Greenhut, Trustee in Bankruptcy of Morris Weiss, Petitioner, vs. The National Commercial Title and Mortgage Guaranty Company.

532 — On petition for writ of certiorari to the United States Circuit Court of Appeals for the Third Circuit.

On consideration of the petition for a writ of certiorari herein to the UnitedStates Circuit Court of Appeals for the Third Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Max Greenhut, Trustee in Bankruptcy of Morris Weiss, Petitioner, vs. Associated Company.

533 — On petition for writ of certiorari to the United States Circuit Court of Appeals for the Third Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Third Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Arthur W. Altvater and Western Supplies Company,

Petitioners,

536 vs.

Benjamin W. Freeman and The Louis C. Freeman Company.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Eighth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Eighth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Edgar D. Rosenberg, Helen Rosenberg Kahn, and Claude H. Rosenberg,

Petitioners,

537 vs.

John V. Lewis, Collector of Internal Revenue for the First District of California.

On petition for writ of certiorari to the United States CircuitCourt of Appeals for the Ninth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Ninth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Curtiss-Wright Flying Service, Inc.,

Petitioner,

540 vs.

Kathleen I. Close, Widow of C. William Close, Deceased.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Third Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Third Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

The Delaware and Hudson Company, et al., Petitioners, vs. Glens Falls Portland Cement Company. 545 — On petition for writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Second Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

E. H. Ferree Company and Reece Shoe Machinery Company, Petitioners, vs. United Shoe Machinery Corporation. 257 — On writ of certiorari to the United States Circuit Court of Appeals for the SecondCircuit.

It appearing to the Court that counsel for the respective parties have filed a stipulation providing for the dismissal of the writ of certiorari in this cause without costs to either party.

Therefore, in pursuance of said stipulation, it is ordered by this Court that the writ of certiorari in this cause be, and the same is hereby, dismissed, without costs to either party.

Per Mr. Chief Justice Hughes.

Proclamation being made the Court is adjourned until Monday, December 4 next, at 12 o'clock.

MONDAY, DECEMBER 4, 1933

Pursuant to adjournment the Court met at the Capitol.

PRESENT:

The Honorable Charles E. Hughes, Chief Justice,
Willis Van Devanter,
James C. McReynolds,
Louis D. Brandeis,
George Sutherland, Associate Justices.
Pierce Butler,
Harlan F. Stone,
Owen J. Roberts,
Benjamin N. Cardozo,
Frank K. Green, Esquire, Marshal,
Charles Elmore Cropley, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. Clarence D. Laylin, It is ordered that Carlton S. Dargusch, Esquire, of Columbus, State of Ohio, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Patrick H. Loughran, It is ordered that John D. Jenswold, Esquire, of Duluth, State of Minnesota, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Frank L. Mulholland, It is ordered that W. D. Jackson, Esquire, of Little Rock, State of Arkansas, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Louis G. Caldwell, It is ordered that Arthur Goldblatt, Esquire, of Chicago, State of Illinois, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. John C. Donnally, It is ordered that M. E. Clinton, Esquire, of Dallas, State of Texas, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Rossa F. Dowling, It is ordered that Richard A. Werneke, Esquire, of Terre Haute, State of Indiana, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. William D. Harris, It is ordered that Jacob E. Yaffe, Esquire, of Chicago, State of Illinois, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. H. E. Hackney, It is ordered that Hosea V. Ferrell, Esquire, of Marion, State of Illinois, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. John W. Bricker, It is ordered that Chas. G. Williams, Esquire, of Columbus, State of Ohio, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. H. E. Hackney, It is ordered that John Allen May, Esquire, of Marion, State of Illinois, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Henry S. Manley, It is ordered that Robert Peacock, Esquire, of Mount Holly, State of New Jersey, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Frederick Schwertner, It is ordered that Samuel D. Weissbuch, Esquire, of Miami, State of Florida, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. John W. Bricker, It is ordered that Isadore Topper, Esquire, of Columbus, State of Ohio, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Edward T. Taylor, It is ordered that Reese McCloskey, Esquire, of Durango, State of Colorado, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Chester I. Long, It is ordered that Orlin A. Weede, Esquire, of Kansas City, State of Missouri, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. J. Frank Staley, It is ordered that Geo. S. McCarthy, Esquire, of Amarillo, State of Texas, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Arthur E. Sutherland, Sr., It is ordered that Arthur E. Sutherland, Jr., Esquire, of Rochester, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

Louis H. May, Indemnity Insurance Company of North America, and Royal Indemnity Company, Petitioners, vs. Hamburg-Amerikanische Packetfahrt Aktien-Gesellschaft.

80 — On writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

This cause came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Second Circuit, and was argued by counsel.

On consideration whereof, It is ordered, adjudged, and decreed by this Court that the decree of the said United States Circuit Court of Appeals, in this cause, be, and the same is hereby, reversed with costs; and that this cause be, and the same is hereby, remanded to the District Court of the United States for the Southern District of New York for further proceedings in conformity with the opinion of this Court.

Per Mr. Justice Cardozo.

Dissenting: Mr. Justice McReynolds, and Mr. Justice Butler.

J. T. Trotter, Guardian of Joseph A. Leake, Petitioner, vs. State of Tennessee in its Own Behalf and for the Use and Benefit of Blount County, Tennessee.

79 — On writ of certiorari to the Supreme Court of the State of Tennessee.

This cause came on to be heard on the transcript of the record from the Supreme Court of the State of Tennessee, and was argued by counsel.

On consideration whereof, It is now here ordered and adjudged by this Court that the judgment of the said Supreme Court, in this cause be, and the same is hereby, affirmed with costs.

Per Mr. Justice Cardozo.

Sarah Elizabeth Stringfellow,
a Widow, Petitioner, On writ of certiorari to the United
States Circuit Court of Appeals for
71 vs. the Fifth Circuit.
Atlantic Coast Line Railroad Company.

This cause came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Fifth Circuit, and was argued by counsel.

On consideration whereof, It is ordered and adjudged by this Court that the judgment of the said United States Circuit Court of Appeals, in this cause, be, and the same is hereby, reversed without costs to either party in this Court; and that this cause be, and the same is hereby, remanded to the said Circuit Court of Appeals with instructions to determine whether the evidence justified the direction of verdicts on the ground that the deceased husband's negligence was the sole proximate cause of the collision, or required a submission of that question, and the question of concurrent negligence to the jury; and to enter judgments accordingly.

Per Mr. Justice Roberts.

Atlantic Coast Line Railroad Company,
Petitioner, On writ of certiorari to the United
95 vs. States Circuit Court of Appeals for
Sarah Elizabeth Stringfellow, a the Fifth Circuit.
Widow, and as Administratrix, etc.

This cause came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Fifth Circuit, and was argued by counsel.

On consideration whereof, It isordered and adjudged by this Court that the judgment of the said United States Circuit Court of Appeals, in this cause, be, and the same is hereby, reversed without costs to either party in this Court; and that this cause be, and the same is hereby, remanded to the said Circuit Court of Appeals with instructions to determine whether the evidence justified the direction of verdicts on the ground that the deceased husband's negligence was the sole proximate cause of the collision, or required a submission of that question, and the question of concurrent negligence to the jury; and to enter judgments accordingly.

Per Mr. Justice Roberts.

Hunter A. Gibbes, Representing Himself and
All Other Depositors of the Central
Union Bank of South Carolina, etc.,
Appellant,
117 vs.
Simpson J. Zimmerman, Individually and
as Conservator of the Central Union
Bank of South Carolina, et al.

Appeal from the Supreme Court of the State of South Carolina.

This cause came on to be heard on the transcript of the record from the Supreme Court of the State of South Carolina, and was argued by counsel.

On consideration whereof, It is now here ordered and adjudged by this Court that the judgment of the said Supreme Court, in this cause, be, and the same is hereby, affirmed with costs.

Per Mr. Justice Roberts.

Federal Land Bank of Columbia, S. C.,
Petitioner,
112 vs.
Mrs. Will Gaines.

On writ of certiorari to the Supreme Court of the State of North Carolina.

This cause came on to be heard on the transcript of the record from the Supreme Court of the State of North Carolina, and was argued by counsel.

On consideration whereof, It is now here ordered and adjudged by this Court that the judgment of the said Supreme Court, in this cause be, and the same is hereby, reversed with costs; and that this cause be, and the same is hereby, remanded to the said Supreme Court for further proceedings not inconsistent with the opinion of this Court.

Per Mr. Justice Stone.

Alaska Steamship Company,
Petitioner,
56 vs.
The United States of America.

On writ of certiorari to the United States Circuit Court of Appeals for the Ninth Circuit.

This cause came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Ninth Circuit, and was argued by counsel.

On consideration whereof, It is ordered and adjudged by this Court that the judgment of the said United States Circuit Court of Appeals, in this cause, be, and the same is hereby, reversed; and that this cause be, and the same is hereby, remanded to the District Court of the United States for the Western District of Washington for further proceedings in conformity with the opinion of this Court.

Per Mr. Justice Stone.

Central Kentucky Natural Gas Company,
Appellant,
11 vs.
Railroad Commission of Kentucky, Moses R. Glenn, Oscar Vest, and James Hatcher, Members Constituting said Railroad Commission, et al.

Appeal from the District Court of the United States for the Eastern District of Kentucky.

This cause came on to be heard on the transcript of the record from the District Court of the United States for the Eastern District of Kentucky, and was argued by counsel.

On consideration whereof, It is ordered, adjudged, and decreed by this Court that the decree of the said District Court in this cause be, and the same is hereby, reversed with costs; and that this cause be, and the same is hereby, remanded to the said District Court with instructions to enter a decree enjoining so much of the Commission's order as fixes the rate to be charged for gas distributed by appellant to consumers, and relinquishing any further control by the Court or its receiver over the impounded fund in his hands by directing that he shall continue to hold such fund, not as receiver, but in his capacity as custodian for the Railroad Commission. The decree will state that it is without prejudice to the right and power of the Commission to fix a just and reasonable rate, and that it makes no adjudication of the validity of the 45¢ rate fixed by the Commission, so far as it may be affected by changed conditions after February 25, 1927, the effective date of appellant's franchise. Costs, other than in this Court, will be awarded in the discretion of the court below.

Per Mr. Justice Stone.

Mr. Justice Sutherland took no part in the consideration or decision of this case.

John Factor,

Petitioner,

2 vs.

H. C. W. Laubenheimer, United States Marshal, and Godfrey Haggard, His Britannic Majesty's Consul General.

On writ of certiorari to the United States Circuit Court of Appeals for the Seventh Circuit.

This cause came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Seventh Circuit, and was argued by counsel.

On consideration whereof, It is ordered and adjudged by this Court that the judgment of the said United States Circuit Court of Appeals, in this cause, be, and the same is hereby, affirmed with costs; and that this cause be, and the same is hereby, remanded to the District Court of the United States for the Northern District of Illinois.

Per Mr. Justice Stone.

Dissenting opinion by Mr. Justice Butler in which Mr. Justice Brandeis and Mr. Justice Roberts join.

State of New Jersey,

Plaintiff,

12, Original. vs.

The City of New York.

D E C R E E.

Leave having been granted, 279 U. S. 823, the State of New Jersey, May 20, 1929, filed its bill of complaint against the City of New York and prayed that the City be enjoined from dumping garbage or other noxious, offensive or injurious matter into the ocean or other waters of the United States off the coast of New Jersey and from otherwise polluting its waters and its beaches. Defendant answered, raising issues of fact. The Court appointed Edward K. Campbell special master, 280 U. S. 514, who took the evidence and reported the same, together with his findings of fact, conclusions of law and recommendations for a decree.

He found that defendant had created and was continuing to create a public nuisance upon beaches and other property of plaintiff, concluded plaintiff was entitled to relief and recommended that injunction be granted as prayed, but that defendant should be allowed a reasonable time within which to provide incinerators for the disposal of its garbage and rubbish. After hearing upon exceptions filed by defendant, the Court approved the master's report. As no evidence had been taken to show what time would be required, the master was directed to take evidence upon that subject and report his findings and a form of decree. 283 U. S. 473. After evidence had been taken, the parties agreed upon the terms of an injunction and prepared a proposed form of decree which together with the master's report was filed with the Clerk.

December 7, 1931, the Court entered its decree, in the form of that submitted by the parties. Among other things, it ordered,

adjudged and decreed that on and after June 1, 1933, defendant be enjoined as prayed, and until then defendant utilize existing facilities to reduce dumping to the lowest practicable limit and file reports showing progress of construction and quantities of garbage and rubbish dumped. 284 U. S. 585.

Defendant's reports, filed in April and October, 1932 and April, 1933, show that it failed to take action necessary to cease dumping within the time specified in the decree. May 8, 1933, plaintiff filed its petition that defendant be ordered to show cause why it should not be adjudged in contempt of court. Defendant answered. It represented that, because of lack of financial means, the construction of the plants had been unavoidably delayed and that it was unable, within the time allowed, to complete the plants and to cease dumping. It prayed that April 1, 1934, be fixed as the effective date of the decree.

The Court ordered these applications to be heard November 6, 1933, and appointed Edward K. Campbell special master to take evidence to show the progress of defendant's work of plant construction up to September 15, 1933, the time reasonably required to enable defendant to comply with the decree, the amounts expended by plaintiff and its political subdivisions subsequent to June 1, 1933 to prevent or lessen defilement or pollution of waters, shores or beaches within the State and the damages respectively sustained by them as a result of defendant's failure to comply with the decree. The order directed him to make findings thereon. 289 U. S. 712.

October 19, 1933, the special master filed his report showing, and the Court finds: Defendant has two incinerators under construction which, as estimated by its sanitation engineer, will be ready for operation on April 21, and June 30, 1934, respectively. These plants will not be quite adequate for disposal of defendant's garbage and rubbish. Plaintiff's municipal subdivisions expended between June 1 and September 15, 1933, the sum of $2,160.79.

At the hearing, November 6, 1933, defendant, through its counsel, represented that by the use of these incinerators and other means to be provided, it would be able fully to comply with the decree on and after July 1, 1934, and it prayed that the decree be modified to take effect on that day. The Court grants the extension prayed and modifies the decree by changing its effective date, adds provisions for its enforcement, and adjudges defendant liable for the amounts expended by plaintiff's political subdivisions, and that defendant pay costs, the expenses incurred by the master and his compensation.

Accordingly, it is ordered, adjudged and decreed:

1. On and after July 1, 1934, the defendant, The City of New York, its employees and agents, and all persons assuming to act under its authority, be and they are hereby enjoined from dumping, or procuring or suffering to be dumped, any garbage or refuse, or other noxious, offensive or injurious matter, into the ocean, or waters of the United States, off the coast of New Jersey, and from otherwise defiling or polluting said waters and the shores or beaches thereof or procuring them to be defiled or polluted as aforesaid.

2. If defendant shall fail to comply with paragraph 1 of this decree by July 1, 1934, it shall pay to plaintiff $5,000.00 a day until it does so comply; such payments however are to be without prejudice to any other relief to which complainant may be found entitled.

3. Plaintiff shall have and recover from defendant the sum of $2,160.79 for the use and benefit of its political subdivisions above referred to.

And it is further ordered that the costs, the expenses incurred by the special master and his compensation, to be fixed by the Court, shall be taxed against the defendant.

A true copy.

Test:

Keystone Driller Company, Petitioner, vs. General Excavator Company. On writ of certiorari to the United States Circuit Court of Appeals for the Sixth Circuit.

34

This cause came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Sixth Circuit, and was argued by counsel.

On consideration whereof, It is ordered, adjudged, and decreed by this Court that the decree of the said United States Circuit Court of Appeals, in this cause, be, and the same is hereby, affirmed with costs; and that this cause be, and the same is hereby, remanded to the District Court of the United States for the Northern District of Ohio.

Per Mr. Justice Butler.

Keystone Driller Company, Petitioner, vs. General Excavator Company. On writ of certiorari to the United States Circuit Court of Appeals for the Sixth Circuit.

35

This cause came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Sixth Circuit, and was argued by counsel.

On consideration whereof, It is ordered, adjudged, and decreed by this Court that the decree of the said United States Circuit Court of Appeals, in this cause, be, and the same is hereby, affirmed with costs; and that this cause be, and the same is hereby, remanded to the District Court of the United States for the Northern District of Ohio.

Per Mr. Justice Butler.

Keystone Driller Company, Petitioner, vs. The Osgood Company. 36

On writ of certiorari to the United States Circuit Court of Appeals for the Sixth Circuit.

This cause came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Sixth Circuit, and was argued by counsel.

On consideration whereof, It is ordered, adjudged, and decreed by this Court that the decree of the said United States Circuit Court of Appeals, in this cause, be, and the same is hereby, affirmed with costs; and that this cause be, and the same is hereby, remanded to the District Court of the United States for the Northern District of Ohio.

Per Mr. Justice Butler.

Keystone Driller Company, Petitioner, vs. The Osgood Company. 37

On writ of certiorari to the United States Circuit Court of Appeals for the Sixth Circuit.

This cause came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Sixth Circuit, and was argued by counsel.

On consideration whereof, It is ordered, adjudged, and decreed by this Court that the decree of the said United States Circuit Court of Appeals, in this cause, be, and the same is hereby, affirmed with costs; and that this cause be, and the same is hereby, remanded to the District Court of the United States for the Northern District of Ohio.

Per Mr. Justice Butler.

William Miller, Administrator of the Estates of Marcus Andlauer and Ellanore Andlauer, Petitioner, vs. Union Pacific Railroad Company. 51

On writ of certiorari to the United States Circuit Court of Appeals for the Eighth Circuit.

This cause came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Eighth Circuit, and was argued by counsel.

On consideration whereof, It is ordered and adjudged by this Court that the judgment of the said United States Circuit Court of Appeals, in this cause, be, and the same is hereby, reversed in part, with costs; and that this cause be, and the same is hereby, remanded to the District Court of the United States for the Western District of Missouri for further proceedings in conformity with the opinion of this Court.

Per Mr. Justice Sutherland.

W. A. Yarborough, Petitioner, vs. Sadie Yarborough, by Her Guardian ad litem, R. D. Blowers. 14

On writ of certiorari to the Supreme Court of the State of South Carolina.

This cause came on to be heard on the transcript of the record from the Supreme Court of the State of South Carolina, and was argued by counsel.

On consideration whereof, It is now here ordered and adjudged by this Court that the judgment of the said Supreme Court, in this cause be, and the same is hereby, reversed with costs; and that this cause be, and the same is hereby, remanded to the said Supreme Court for further proceedings not inconsistent with the opinion of this Court.

Per Mr. Justice Brandeis.

Dissenting opinion by Mr. Justice Stone in which Mr. Justice Cardozo concurs.

Southern Railway Company,

Appellant,

26 vs. Appeal from the Supreme Court of

Commonwealth of Virginia at the Appeals of the State of Virginia.

Relation of H. C. Shirley, State

Highway Commissioner of Virginia.

This cause came on to be heard on the transcript of the record from the Supreme Court of Appeals of the State of Virginia, and was argued by counsel.

On consideration whereof, It is now here ordered and adjudged by this Court that the judgment of the said Supreme Court of Appeals, in this cause, be, and the same is hereby, reversed with costs; and that this cause be, and the same is hereby, remanded to the said Supreme Court of Appeals for further proceedings not inconsistent with the opinion of this Court.

Per Mr. Justice McReynolds.

Dissenting: The Chief Justice, Mr. Justice Stone, and Mr. Justice Cardozo.

Missouri State Life Insurance Company

and Hartford Accident & Indemnity

Company, Petitioners, On writ of certiorari to the

16 vs. Supreme Court of the

Jester Jones, Administrator of the State of Arkansas.

Estate of Marion Johnson, Deceased.

This cause came on to be heard on the transcript of the record from the Supreme Court of the State of Arkansas, and was argued by counsel.

On consideration whereof, It is now here ordered and adjudged by this Court that the judgment of the said Supreme Court, in this cause be, and the same is hereby, reversed with costs; and that this cause be, and the same is hereby, remanded to the said Supreme Court for further proceedings not inconsistent with the opinion of this Court.

Per Mr. Justice McReynolds.

Charles P. Bullard, et al., Petitioners, vs. City of Cisco, Texas. — On writ of certiorari to the United States Circuit Court of Appeals for the Fifth Circuit.

10

This cause came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Fifth Circuit, and was argued by counsel.

On consideration whereof, It is ordered and adjudged by this Court that the judgment of the District Court of the United States for the Northern District of Texas and the judgment of the said Circuit Court of Appeals, in this cause, be, and the same are hereby, reversed with costs; and that this cause be, and the same is hereby, remanded to the said District Court for further proceedings in conformity with the opinion of this Court.

Per Mr. Justice Van Devanter.

Johnson Oil Refining Company, Appellant, vs. The State of Oklahoma ex rel. C. E. Mitchell, County Attorney of Pawnee County, Oklahoma, et al. — Appeal from the Supreme Court of the State of Oklahoma.

22

This cause came on to be heard on the transcript of the record from the Supreme Court of the State of Oklahoma, and was argued by counsel.

On consideration whereof, It is now here ordered and adjudged by this Court that the judgment of the said Supreme Court, in this cause, be, and the same is hereby, reversed with costs; and that this cause be, and the same is hereby, remanded to the said Supreme Court for further proceedings not inconsistent with the opinion of this Court.

Per Mr. Chief Justice Hughes.

Johnson Oil Refining Company,

Appellant,

23 vs. Appeal from the Supreme Court of

The State of Oklahoma ex rel. C. E. the State of Oklahoma.

Mitchell, County Attorney of Pawnee

County, Oklahoma, et al.

This cause came on to be heard on the transcript of the record from the Supreme Court of the State of Oklahoma, and was argued by counsel.

On consideration whereof, It is now here ordered and adjudged by this Court that the judgment of the said Supreme Court, in this cause, be, and the same is hereby, reversed with costs; and that this cause be, and the same is hereby, remanded to the said Supreme Court for further proceedings not inconsistent with the opinion of this Court.

Per Mr. Chief Justice Hughes.

Johnson Oil Refining Company,

Appellant,

24 vs. Appeal from the Supreme Court of

The State of Oklahoma ex rel. C. E. the State of Oklahoma.

Mitchell, County Attorney of Pawnee

County, Oklahoma, et al.

This cause came on to be heard on the transcript of the record from the Supreme Court of the State of Oklahoma, and was argued by counsel.

On consideration whereof, It is now here ordered and adjudged by this Court that the judgment of the said Supreme Court, in this cause, be, and the same is hereby, reversed with costs; and that this cause be, and the same is hereby, remanded to the said Supreme Court for further proceedings not inconsistent with the opinion of this Court.

Per Mr. Chief Justice Hughes.

Raymond J. Funkhouser and Elmer H. Funkhouser, Doing Business Under the Firm Name and Style of R. J. Funkhouser & Company, Appellants,

72 vs.

J. B. Preston Company, Inc.

Appeal from the Supreme Court of the State of New York, County of New York.

This cause came on to be heard on the transcript of the record from the Supreme Court of the State of New York, County of New York, and was argued by counsel.

On consideration whereof, It is now here ordered and adjudged by this Court that the judgment of the said Supreme Court, in this cause be, and the same is hereby, affirmed with costs, and interest until paid at the same rate per annum that similar judgments bear in the courts of the State of New York.

Per Mr. Chief Justice Hughes.

M. D. Hicklin, Individually, etc., and Blalock Motor Express, Inc., Appellants,

94 vs.

J. C. Coney, Earle R. Ellerbe, Sam C. Blease, et al., etc.

Appeal from the Supreme Court of the State of South Carolina.

This cause came on to be heard on the transcript of the record from the Supreme Court of the State of South Carolina, and was argued by counsel.

On consideration whereof, It is now here ordered and adjudged by this Court that the judgment of the said Supreme Court, in this cause, be, and the same is hereby, affirmed with costs.

Per Mr. Chief Justice Hughes.

Seldon Glenn, Pat Sullivan, and John B.
Lewis, Individually and as Commissioners
Constituting the State Tax Commission
of Kentucky, and the State Tax Commission, Appellants,
541 vs.
Field Packing Company.

Appeal from the District Court of the United States for the Western District of Kentucky.

This cause came on to be heard on the transcript of the record from the District Court of the United States for the Western District of Kentucky, and was argued by counsel.

On consideration whereof, It is ordered, adjudged, and decreed by this Court that the decree of the said District Court in this cause be, and the same is hereby, modified as stated in the opinion of this Court, and, as modified, affirmed with costs.

Per Mr. Chief Justice Hughes.

The Chief Justice announced the following orders of the Court:

Norumbega Company, Appellant,
103 vs.
John J. Bennett, Jr., as an Individual and as Attorney General of the State of New York, et al.

Appeal from the District Court of the United States for the Eastern District of New York.

This cause came on to be heard on the transcript of the record from the District Court of the United States for the Eastern District of New York, and was argued by counsel.

On consideration whereof, It is ordered, adjudged, and decreed by this Court that the decree of the said District Court in this cause be, and the same is hereby, reversed at appellant's costs; and that this cause be, and the same is hereby, remanded to the said District Court with directions to dismiss the bill of complaint for the want of jurisdiction, upon the ground that the allegations of the bill do not set forth a substantial Federal question.

Per Mr. Chief Justice Hughes.

Danciger Oil & Refining Company of Texas and Petroleum Refractionating Corporation, Appellants,

566 vs.

Lon A. Smith, et al.

Appeal from the District Court of the United States for the Northern District of Texas.

This cause came on to be heard on the transcript of the record from the District Court of the United States for the Northern District of Texas, and on a stipulation of the parties that this cause has become moot and on motion of the appellants to reverse the decree of the District Court and to remand the cause to that Court with directions to dismiss the bill as moot.

On consideration whereof, It is ordered by this Court that the said motion be, and the same is hereby, granted; and that the decree of the specially constituted District Court rendered in this cause be, and the same is hereby, reversed, costs in this Court and in the court below to be taxed against the appellant.

And it is further ordered that this cause be, and the same is hereby, remanded to the said District Court with directions to dismiss the bill of complaint upon the ground that the cause is moot.

Per Mr. Chief Justice Hughes.

KFAB Broadcasting Company, Appellant,

574 vs.

C. A. Sorensen.

Appeal from the Supreme Court of the State of Nebraska.

This cause came on to be heard on the transcript of the record from the Supreme Court of the State of Nebraska, and was argued by counsel.

On consideration whereof, It is now here ordered and adjudged by this Court that the appeal herein be, and the same is hereby, dismissed for the reason that the judgment of the State court sought here to be reviewed was based upon a non-federal ground adequate to support it.

Per Mr. Chief Justice Hughes.

The State of Nevada, Complainant,

3, Original. vs. Order.

Crown Willamette Paper Company.

Pursuant to a stipulation filed in this Court by the parties to the above entitled cause on November 22, 1933.

It is ordered that the bill of complaint herein be, and it is hereby, dismissed. This order is made subject to the agreement of the parties as set forth in the stipulation aforesaid, which, it is agreed, shall not operate as a retraxit; and this order is without prejudice to the right of the complainant, the State of Nevada, to renew this litigation in such form as it shall deem proper, if it shall determine that the provisions of the said stipulation, or of any prior stipulation recited and confirmed therein, have been or are being violated by the defendant.

Per Mr. Chief Justice Hughes.

The Chief Justice said:

"The other orddrs of the Court appear upon the list certified to by the Chief Justice and filed with the Clerk and will not be announced orally."

The State of New Jersey, Complainant,

12, Original. vs.

The City of New York.

Upon consideration of the statement of Edward K. Campbell, Special Master, filed with the Clerk herein, the Court fixes his compensation at $1000.00 and allows the expenses incurred by him, $231.65, all to be taxed as costs in the cause and to be paid by the defendant as provided in the decree of this Court entered December 4, 1933.

Per Mr. Chief Justice Hughes.

A. Magnano Company, Appellant,

589 vs.

G. W. Hamilton, as Attorney General, etc.

In this case probable jurisdiction is noted.

Per Mr. Chief Justice Hughes.

Robert J. McKnett, Petitioner,

597 vs.

St. Louis & San Francisco Railway Company.

On consideration of the motion for leave to proceed further herein in forma pauperis,

It is ordered by this Court that the said motion be, and the same is hereby, granted.

Per Mr. Chief Justice Hughes.

Robert J. McKnett, Petitioner,

597 vs.

St. Louis & San Francisco Railway Company. Order allowing certiorari.

The petition herein for a writ of certiorari to the Supreme Court of the State of Alabama is granted.

And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

L. J. Bosworth, Receiver of the McCartney National Bank of Green Bay, Wisconsin, Petitioner,
358 vs.
Continental Illinois Bank and Trust Company.

Order allowing certiorari. The petition herein for a writ of certiorari to the United States Circuit Court of Appeals for the Seventh Circuit is granted. And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

New Colonial Ice Company, Inc., Petitioner,
547 vs.
Guy T. Helvering, Commissioner of Internal Revenue.

Order allowing certiorari. The petition herein for a writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit is granted. And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

Ruth Loughran, Petitioner,
565 vs.
John Loughran, Joseph Loughran and Charles Loughran, Trustees of the Estate of Daniel Loughran, Sr.

Order allowing certiorari. The petition herein for a writ of certiorari to the Court of Appeals of the District of Columbia is granted. And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

Z. & F. Assets Realization Corporation, et al., Petitioners,
544 vs.
Richard W. Doerschuck, et al.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Second Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Justice Van Devanter.

The Chief Justice took no part in the consideration or decision of this application.

American Indemnity Company, et al., Petitioners,
438 vs.
Hale County, Texas, et al.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Fifth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Fifth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Southern Pacific Company, Petitioner,
534 vs.
George Miller.

On petition for writ of certiorari to the Supreme Court of the State of Utah.

On consideration of the petition for a writ of certiorari herein to the Supreme Court of the State of Utah, and of the argument of counsel thereupon had,

It is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Southern Pacific Railroad Company, Petitioner, vs. Ambler Grain & Milling Company. 538

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Ninth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Ninth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Allen Gasoline Company, Petitioner, vs. The Franklin Fire Insurance Company of Philadelphia. 539

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Ninth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Ninth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Charles A. Buckley, as Chamberlain of the City of New York, etc., Petitioner, vs. Commissioner of Internal Revenue. 545

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Second Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

The Employers' Liability Assurance Corporation, Ltd. of London, England, Garnishee, et al., Petitioners,
549 vs.
Sarah Wadie Bodron.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Fifth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Fifth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

William B. Taylor and Curtis Kirk Taylor, Doing Business under the name of Taylor Bros., et al., etc., Petitioners,
556 vs.
Detroit Motor Appliance Company.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Seventh Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Seventh Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

S. Rayner Wallace,
Petitioner,
557 vs.
Ehrhardt W. Franz.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Eighth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Eighth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Thomas A. O'Donnell,

Petitioner,

554 vs.

Guy T. Helvering, Commissioner of Internal Revenue.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Ninth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Ninth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

American Cigar Company,

Petitioner,

558 vs.

Commissioner of Internal Revenue.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Second Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

St. Joseph Loan & Trust Co.,
Individually and as Receiver for
The Highways Improvement Company,

Petitioner,

559 vs.

The Studebaker Corporation.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Seventh Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Seventh Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

The Goodyear Tire & Rubber Company, Inc.,

Petitioner,

567 vs.

Jamaica Truck Tire Service, Inc., et al.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Seventh Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Seventh Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Sears, Roebuck and Company,

Petitioner,

568 vs.

Jamaica Truck Tire Service, Inc., et al.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Seventh Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Seventh Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Grace Torrance Clark, Administratrix, etc., et al., Petitioners,

181 vs.

Helen Moffett, et al.

The motion for leave to file petition for rehearing herein was submitted by Mr. Martin J. O'Donnell for the petitioner in support of the motion, and by Mr. Orlin A. Weede for the respondent in opposition thereto.

Fiorentino Yengo, Petitioner,
443 vs.
The United States of America.

The motion for leave to file petition for rehearing herein was submitted by Mr. Irving K. Baxter for the petitioner.

— Original.

Ex Parte: Western Loan & Securities Company, Petitioner.

The motion for leave to file petition for writ of mandamus herein was submitted by Mr. Geo. S. McCarthy for the petitioner.

— Original.

Ex Parte: Ed. R. Mayer, Petitioner.

The motion for leave to file petition for writ of mandamus herein was submitted by Mr. Geo. S. McCarthy for the petitioner.

George L. Squier Manufacturing Company, Petitioner,
417 vs.
Manuel V. Domenech, Treasurer.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the First Circuit.

It appearing to the court that a motion of counsel for the petitioner to dismiss the petition for writ of certiorari in this cause has been filed;

Therefore, in pursuance of said motion, it is ordered by this Court that the petition for writ of certiorari in this cause be, and the same is hereby, dismissed.

Per Mr. Chief Justice Hughes.

Peter Malavazos, John Malavazos,
George Malavazos, et al.,
Petitioners,
524 vs.
Irving Trust Company, Trustee in
Bankruptcy of Metropolitan Chain Stores, Inc.

On writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

It appearing to the Court that a motion of counsel for the petitioners to dismiss the writ of certiorari in this cause has been filed;

Therefore, in pursuance of said motion, it is ordered by this Court that the writ of certiorari in this cause be, and the same is hereby, dismissed with costs.

Per Mr. Chief Justice Hughes.

Lucas T. Harter, Receiver, etc., Petitioner,
594 vs.
Warrack Wallace, Trustee, et al.;
Lucas T. Harter, Receiver, etc., Petitioner,
595 vs.
Warrack Wallace, Trustee, et al.

The motion to proceed herein on typewritten record was submitted by Mr. Elmer T. Bell for the petitioner.

Grace Lewis Connell, et al., Petitioners,
535 vs.
Eva S. Walker.

This case was submitted on briefs pursuant to Rule 25.

Leo Nebbia, Appellant,
531 vs.
The People of the State of New York.

The argument of this case was commenced by Mr. Arthur E. Sutherland, Jr., for the appellant.

Proclamation being made the Court is adjourned until tomorrow at 12 o'clock.

Pursuant to adjournment the Court met at the Capitol.

PRESENT:

The Honorable Charles E. Hughes, Chief Justice,
Willis Van Devanter,
James C. McReynolds,
Louis D. Brandeis,
George Sutherland, Associate Justices.
Pierce Butler,
Harlan F. Stone,
Owen J. Roberts,
Benjamin N. Cardozo,
Frank K. Green, Esquire, Marshal,
Charles Elmore Cropley, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. Warren McLaine, It is ordered that Allan E. Smith, Esquire, of Washington, District of Columbia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Warren McLaine, It is ordered that John D. Murphy, Esquire, of Washington, District of Columbia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Robert A. Littleton, It is ordered that Sam Costen, Esquire, of Memphis, State of Tennessee, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. William C. Rigby, It is ordered that Henry F. Driemeyer, Esquire, of East St. Louis, State of Illinois, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Eugene Mills Meacham, It is ordered that Henry Jerome Gorin, Esquire, of Seattle, State of Washington, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Harry J. Gerrity, It is ordered that Joseph F. Mann, Esquire, of New York City, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. A. Hea Williams, It is ordered that J. C. Floyd, Esquire, of Meridian, State of Mississippi, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. John J. Blaine, It is ordered that Frank W. Huehl, Esquire, of Madison, State of Wisconsin, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. William D. Harris, It is ordered that Thomas H. Sandidge, Esquire, of Owensboro, State of Kentucky, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Edward J. White, It is ordered that DeWitt C. Chastain, Esquire, of Butler, State of Missouri, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

— Original.

Ex Parte: L. W. Baldwin and Guy A. Thompson, Trustees, et al., Petitioners.

The motion for leave to file petition for writ of mandamus herein was submitted by Mr. Robert M. Kelley for the petitioner.

Leo Nebbia, Appellant,
531 vs.
The People of the State of New York.

The argument of this case was continued by Mr. Arthur E. Sutherland, Jr., for the appellant, and concluded by Mr. Henry S. Manley for the appellee.

Ada L. Burroughs and James Cannon, Jr., Petitioners,
434 vs.
The United States of America.

This case was argued by Mr. Robert H. McNeill for the petitioners, and by Mr. Solicitor General Biggs for the respondent.

R. H. Stearns Company, Petitioner,
133 vs.
The United States.

The argument of this case was commenced by Mr. Howe P. Cochran for the petitioner.

Proclamation being made the Court is adjourned until tomorrow at 12 o'clock.

Pursuant to adjournment the Court met at the Capitol.

PRESENT:

The Honorable Charles E. Hughes, Chief Justice,
Willis Van Devanter,
James C. McReynolds,
Louis D. Brandeis,
George Sutherland,
Pierce Butler,
Harlan F. Stone,
Owen J. Roberts,
Benjamin N. Cardozo, Associate Justices.
Frank K. Green, Esquire, Marshal,
Charles Elmore Cropley, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. H. E. Carter, It is ordered that Albion W. Knight, Esquire, of Jacksonville, State of Florida, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Paul F. Good, It is ordered that Daniel Stubbs, Esquire, of Lincoln, State of Nebraska, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. John C. Kramer, It is ordered that Howard O. Rogers, Esquire, of Pittsburgh, State of Pennsylvania, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. David Wiener, It is ordered that Sidney J. H. White, Esquire, of Detroit, State of Michigan, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Frederick A. Thuss, It is ordered that Isadore Jack Politz, Esquire, of Washington, District of Columbia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Garner W. Green, It is ordered that W. W. Pierce, Esquire, of Jackson, State of Mississippi, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. J. Barrett Carter, It is ordered that George Coffing Warner, Jr., Esquire, of Washington, District of Columbia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. H. Clay Espey, It is ordered that Herbert A. Kuvin, Esquire, of Newark, State of New Jersey, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. J. Raymond Hoover, It is ordered that Horace H. Powers, Esquire, of St. Albans, State of Vermont, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

Missouri Pacific Railroad Company, Appellant,
124 vs.
Hal Norwood, Attorney General of the State of Arkansas, et al.

On consideration of the motion to substitute Harrell Harper, present prosecuting attorney of the Twelfth Judicial District of Arkansas, successor in office to Chester Holland; and Alvin Stevens, present Prosecuting Attorney for the Thirteenth Judicial District of Arkansas, successor in office to W. D. McKay,

It is ordered by this Court that the said motion be, and the same is hereby, granted, and that Harrell Harper be made a party appellee in place of Chester Holland and Alvin Stevens in place of W. D. McKay.

Per Mr. Chief Justice Hughes.

R. H. Stearns Company,
Petitioner,
133 vs.
The United States.

The argument of this case was continued by Mr. Howe P. Cochran for the petitioner; continued by Mr. Erwin N. Griswold for the respondent; and concluded by Mr. James S. Y. Ivins for the petitioner.

Missouri Pacific Railroad Company,
Appellant,
124 vs.
Hal Norwood, Attorney General of the State of Arkansas, et al.

This case was argued by Mr. Edward J. White for the appellant, and by Mr. Frank L. Mulholland for the appellees.

Pigeon River Improvement, Slide & Boom Company,
Appellant,
126 vs.
Charles W. Cox, Ltd.

The argument of this case was commenced by Mr. John D. Jenswold for the appellant.

Proclamation being made the Court is adjourned until tomorrow at 12 o'clock.

Pursuant to adjournment the Court met at the Capitol.

PRESENT:

The Honorable Charles E. Hughes, Chief Justice,
Willis Van Devanter,
James C. McReynolds,
Louis D. Brandeis,
George Sutherland, Associate Justices.
Pierce Butler,
Harlan F. Stone,
Owen J. Roberts,
Benjamin N. Cardozo,
Frank K. Green, Esquire, Marshal,
Charles Elmore Cropley, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. Robert Ewing Thomason, It is ordered that Beauford H. Jester, Esquire, of Corsicana, State of Texas, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Edward Clifford, It is ordered that Barry Gilbert, Esquire, of Chicago, State of Illinois, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

Pigeon River Improvement, Slide & Boom Company, Appellant,
126 vs.
Charles W. Cox, Ltd.

The argument of this case was continued by Mr. Edward L. Boyle for the appellee, and concluded by Mr. John D. Jenswold for the appellant.

The Texas & Pacific Railway Company,
Petitioner,
128 vs.
S. O. Pottorff, Receiver, etc.

The argument of this case was commenced by Mr. M. E. Clinton for the petitioner, continued by Mr. Henry S. Hackney and Mr. Thornton Hardie for the respondent, and concluded by Mr. M. E. Clinton for the petitioner.

City of Marion, Illinois, et al.,
Petitioners,
400 vs.
Ben Sneeden, as Receiver, etc.

The argument of this case was commenced by Mr. Richard Mayer for the petitioners, and continued by Mr. William Catron Rigby for the petitioner, and by Mr. H. V. Ferrell for the respondent.

Proclamation being made the Court is adjourned until tomorrow at 12 o'clock.

Pursuant to adjournment the Court met at the Capitol.

PRESENT:

The Honorable Charles E. Hughes, Chief Justice,
James C. McReynolds,
Louis D. Brandeis,
George Sutherland,
Pierce Butler, Associate Justices.
Harlan F. Stone,
Owen J. Roberts,
Benjamin N. Cardozo,
Frank K. Green, Esquire, Marshal,
Charles Elmore Cropley, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. Frederick A. Fenning, It is ordered that George I. Puhak, Esquire, of Hazleton, State of Pennsylvania, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Northcutt Ely, It is ordered that James S. Howie, Esquire, of Los Angeles, State of California, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

City of Marion, et al.,
Petitioners,
400 vs.
Ben Sneeden, as Receiver, etc.

The argument of this case was continued by Mr. H. V. Ferrell and by Mr. John Hay for the respondent, and concluded by Mr. Henry F. Driemeyer for the petitioners.

P. F. Peterson Baking Company, et al.,
Appellants,
203 vs.
Charles W. Bryan, as Governor, etc., et al.

The argument of this case was commenced by Mr. Harold D. LeMar for the appellants, continued by Mr. Paul F. Good for the appellees, and concluded by Mr. John C. Grover for the appellants.

John Freuler, Administrator, etc.,
Petitioner,
129 vs.
Guy T. Helvering, Commissioner of Internal Revenue.

This case was argued by Mr. Claude R. Branch and Mr. Felix T. Smith for the petitioner, and by Mr. Erwin N. Griswold for the respondent.

Louise A. Whitcomb,
Petitioner,
145 vs.
Guy T. Helvering, Commissioner of Internal Revenue.

This case was submitted by Mr. Claude R. Branch, Mr. W. W. Spalding, Mr. Robert A. Littleton, and Mr. Felix T. Smith for the petitioner, and by Mr. Solicitor General Biggs, Mr. Erwin N. Griswold, Mr. Sewall Key, and Mr. John MacC. Hudson for the respondent.

Proclamation being made the Court is adjourned until Monday next at 12 o'clock.

Pursuant to adjournment the Court met at the Capitol.

PRESENT:

The Honorable Charles E. Hughes, Chief Justice,
James C. McReynolds,
Louis D. Brandeis,
George Sutherland,
Pierce Butler, Associate Justices.
Harlan F. Stone,
Owen J. Roberts,
Benjamin N. Cardozo,
Frank K. Green, Esquire, Marshal,
Charles Elmore Cropley, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. Stephen J. McMahon, It is ordered that Emil Hersh, Esquire, of Milwaukee, State of Wisconsin, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Robert Ewing Thomason, It is ordered that Charles Gibbs, Esquire, of San Angelo, State of Texas, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Robert Ewing Thomason, It is ordered that Harris O. Williams, Esquire, of San Angelo, State of Texas, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Will C. Beardslee, It is ordered that George E. Flood, Esquire, of Seattle, State of Washington, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Ray W. Nedrow, It is ordered that John A. Farber, Esquire, of Omaha, State of Nebraska, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

The United States of America, Petitioner, vs. Harry Murdock. 88

On writ of certiorari to the United States Circuit Court of Appeals for the Seventh Circuit.

This cause came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Seventh Circuit, and was argued by counsel.

On consideration whereof, It is ordered and adjudged by this Court that the judgment of the said United States Circuit Court of Appeals, in this cause, be, and the same is hereby, affirmed; and that this cause be, and the same is hereby, remanded to the District Court of the United States for the Southern District of Illinois.

Per Mr. Justice Roberts.

Dissenting: Mr. Justice Stone and Mr. Justice Cardozo.

Laura Ormsby and B. Rush Field, Executors of the Estate of Frank G. Ormsby, Deceased, Petitioners,

101 vs.

Louise Chase, by Jesse Blythe, Prochein Ami, and Louise Chase, in Her Own Right.

On writ of certiorari to the United States Circuit Court of Appeals for the Third Circuit.

This cause came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Third Circuit, and was argued by counsel.

On consideration whereof, It is ordered and adjudged by this Court that the judgment of the said United States Circuit Court of Appeals, in this cause, be, and the same is hereby, reversed with costs; and that this cause be, and the same is hereby, remanded to the District Court of the United States for the Eastern District of Pennsylvania for further proceedings in conformity with the opinion of this Court.

Per Mr. Justice Butler.

Mr. Justice Roberts took no part in the consideration or decision of this case.

John S. Funk, Petitioner,

394 vs.

The United States of America.

On writ of certiorari to the United States Circuit Court of Appeals for the Fourth Circuit.

This cause came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Fourth Circuit, and was argued by counsel.

On consideration whereof, It is ordered and adjudged by this Court that the judgment of the said United States Circuit Court of Appeals, in this cause, be, and the same is hereby, reversed, in.ofar as it relates to the question of the competency of the wife of the petitioner as a witness in his behalf; and that this cause be, and the same is hereby, remanded to the District Court of the United States for the Middle District of North Carolina for further proceedings in conformity with the opinion of this Court.

Per Mr. Justice Sutherland.

Mr. Justice Cardozo concurs in the result.

Dissenting: Mr. Justice McReynolds and Mr. Justice Butler.

Guy T. Helvering, Commissioner of
Internal Revenue, Petitioner,
75 vs. On writ of certiorari to the United
Julia Butterworth, Henry W. Butterworth, States Circuit Court of Appeals for
and Girard Trust Company, Trustees the Third Circuit.
Under the Will of William B.
Butterworth, Deceased.

This cause came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Third Circuit, and was argued by counsel.

On consideration whereof, It is ordered and adjudged by this Court that the judgment of the said United States Circuit Court of Appeals, in this cause, be, and the same is hereby, affirmed; and that this cause be, and the same is hereby, remanded to the said Circuit Court of Appeals.

Per Mr. Justice McReynolds.

Guy T. Helvering, Commissioner of
Internal Revenue, Petitioner,
76 vs. On writ of certiorari to the United
Fidelity-Philadelphia Trust Company, States Circuit Court of Appeals for
Trustee Under the Will of William the Third Circuit.
L. DuBois, Deceased.

This cause came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Third Circuit, and was argued by counsel.

On consideration whereof, It is ordered and adjudged by this Court that the judgment of the said United States Circuit Court of Appeals, in this cause, be, and the same is hereby, affirmed; and that this cause be, and the same is hereby, remanded to the said Circuit Court of Appeals.

Per Mr. Justice McReynolds.

Guy T. Helvering, Commissioner of Internal Revenue, Petitioner,

77 vs.

Frank Pardee, Ario Pardee, and Girard Trust Company, Trustees Under the Will of Calvin Pardee.

On writ of certiorari to the United States Circuit Court of Appeals for the Third Circuit.

This cause came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Third Circuit, and was argued by counsel.

On consideration whereof, It is ordered and adjudged by this Court that the judgment of the said United States Circuit Court of Appeals, in this cause, be, and the same is hereby, reversed; and that this cause be, and the same is hereby, remanded to the said Circuit Court of Appeals for further proceedings in conformity with the opinion of this Court.

Per Mr. Justice McReynolds.

Dissenting opinion by Mr. Chief Justice Hughes.

Guy T. Helvering, Commissioner of Internal Revenue, Petitioner,

78 vs.

Title Guarantee Loan & Trust Company, as Trustee of the Estate of J. H. Woodward.

On writ of certiorari to the United States Circuit Court of Appeals for the Fifth Circuit.

This cause came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Fifth Circuit, and was argued by counsel.

On consideration whereof, It is ordered and adjudged by this Court that the judgment of the said United States Circuit Court of Appeals, in this cause, be, and the same is hereby, affirmed; and that this cause be, and the same is hereby, remanded to the said Circuit Court of Appeals.

Per Mr. Justice McReynolds.

The United States of America,

Appellant,

162 vs.

Gregorio Chavez and Jose Maria Chavez.

Appeal from the District Court of the United States for the District of New Mexico.

This cause came on to be heard on the transcript of the record from the District Court of the United States for the District of New Mexico, and was argued by counsel.

On consideration whereof, It is ordered and adjudged by this Court that the judgment of the said District Court, in this cause, be, and the same is hereby, reversed; and that this cause be, and the same is hereby, remanded to the said District Court for further proceedings in conformity with the opinion of this Court.

Per Mr. Justice Van Devanter.

The United States of America,

Appellant,

161 vs.

Elojio Molena and Jose Saiz.

Appeal from the District Court of the United States for the District of New Mexico.

It appearing to the Court that counsel for the respective parties have filed a stipulation in the above entitled cause providing that the same judgment shall be entered by this Court in the instant case that it enters in case No. 162, The United States of America vs. Gregorio Chavez and Jose Maria Chavez; and this Court having reversed the judgment of the District Court of the United States for the District of New Mexico in case No. 162 on December 11, 1933, and remanded the case for further proceedings in conformity with the opinion of the Court;

It is, pursuant to said stipulation, ordered and adjudged by this Court that the judgment of the District Court of the United States for the District of New Mexico, in this cause, be, and the same is hereby, reversed; and that this cause be, and the same is hereby, remanded to the said District Court for further proceedings in conformity with the opinion of this Court rendered in case No. 162, The United States of America vs. Gregorio Chavez and Jose Maria Chavez.

Per Mr. Chief Justice Hughes.

The Chief Justice announced the following orders of the Court:

Missouri Pacific Railroad Company,
Appellant,
124 vs.
Hal Norwood, Attorney General of the State of Arkansas, et al.

Appeal from the District Court of the United States for the Western District of Arkansas.

This cause came on to be heard on the transcript of the record from the District Court of the United States for the Western District of Arkansas, and was argued by counsel.

On consideration whereof, It is ordered, adjudged, and decreed by this Court that the decree of the said District Court in this cause be, and the same is hereby, affirmed with costs.

Per Mr. Chief Justice Hughes.

Isaac J. Rosenberg,
Appellant,
598 vs.
The State of Wisconsin.

Appeal from the Municipal Court of Milwaukee County, State of Wisconsin.

This cause came on to be heard on the transcript of the record from the Municipal Court of Milwaukee County, State of Wisconsin, and on motion to dismiss or affirm which was argued by counsel.

On consideration whereof, It is now here ordered by this Court that the motion to dismiss the appeal herein be, and the same is hereby, granted.

And it is further ordered by this Court that the appeal herein be, and the same is hereby, dismissed for the want of a substantial Federal question.

Per Mr. Chief Justice Hughes.

People of the State of New York on relation of Northern Finance Corporation, Appellant,
600 vs.
Thomas M. Lynch, John J. Merrill, and Mark Graves, as Tax Commissioners of the State of New York.

Appeal from the Supreme Court of the State of New York, County of Albany.

This cause came on to be heard on the transcript of the record from the Supreme Court of the State of New York, County of Albany, and on motion to dismiss or affirm which was argued by counsel.

On consideration whereof, It is now here ordered by this Court that the motion to dismiss the appeal herein be, and the same is hereby, denied, and that the motion to affirm, be, and the same is hereby, granted.

And it is further ordered that the judgment of the said Supreme Court, in this cause, be, and the same is hereby, affirmed with costs.

Per Mr. Chief Justice Hughes.

People of the State of New York on relation of Northern Finance Corporation, Appellant,
601 vs.
Thomas M. Lynch, John J. Merrill, and Mark Graves, as Tax Commissioners of the State of New York.

Appeal from the Supreme Court of the State of New York, County of Albany.

This cause came on to be heard on the transcript of the record from the Supreme Court of the State of New York, County of Albany, and on motion to dismiss or affirm which was argued by counsel.

On consideration whereof, It is now here ordered by this Court that the motion to dismiss the appeal herein be, and the same is hereby, denied, and that the motion to affirm, be, and the same is hereby, granted.

And it is further ordered that the judgment of the said Supreme Court, in this cause, be, and the same is hereby, affirmed with costs.

Per Mr. Chief Justice Hughes.

The Chief Justice said:

"The other orders of the Court appear upon the list certified to by the Chief Justice and filed with the Clerk and will not be announced orally."

— Original.

Ex Parte: L. W. Baldwin and Guy A. Thompson, Trustees, et al., Petitioners.

On consideration of the motion for leave to file a petition for writ of mandamus herein,

It is ordered by this Court that the said motion be, and the same is hereby, granted, and a rule to show cause is ordered to issue returnable Monday, January 8, next.

Per Mr. Chief Justice Hughes.

— Original.

Ex Parte: Western Loan & Securities Company, Petitioner.

On consideration of the motion for leave to file a petition for writ of mandamus herein,

It is ordered by this Court that the said motion be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

— Original.

Ex Parte: Ed. R. Mayer, Petitioner.

On consideration of the motion for leave to file a petition for writ of mandamus herein,

It is ordered by this Court that the said motion be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Lucas T. Harter, Receiver, etc., Petitioner,
594 vs.
Warrack Wallace, Trustee, etc.

Lucas T. Harter, Receiver, etc., Petitioner,
595 vs.
Warrack Wallace, Trustee, etc.

On consideration of the motion for leave to proceed on a typewritten record in these cases,

It is ordered by this Court that the said motion be, and the same is hereby, granted.

Per Mr. Chief Justice Hughes.

Grace Torrance Clark, Administratrix, etc., et al., Petitioners,
181 vs.
Helen Moffett, et al.

On consideration of the motion for leave to file a petition for rehearing in this cause,

It is ordered by this Court that the said motion be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Wald Transfer & Storage Company, Appellant,
551 vs.
Lon A. Smith, et al.

D. A. Beard, Appellant,
552 vs.
Lon A. Smith, et al.

Upon consideration of the petitions for rehearing, the decrees entered herein by this Court on November 13, 1933, are amended so as to provide that the decrees entered in these causes by the District Court, as specially constituted, be modified by providing that the appellants may apply at any time to the District Court, by bill or otherwise, as they may be advised, for a further order or decree, in case it shall appear that the state court shall have construed the applicable state statute as not authorizing the state commission to enter the orders challenged in this proceeding. As so modified, the decrees of the District Court are affirmed. The petitions for rehearing are denied.

Per Mr. Chief Justice Hughes.

The Arrow-Hart & Hegeman Electric Company, Petitioner,
363 vs.
Federal Trade Commission.

Order allowing certiorari.

The petition herein for a writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit is granted. And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

International Milling Company, Petitioner,
561 vs.
Columbia Transportation Company.

Order allowing certiorari.

The petition herein for a writ of certiorari to the Supreme Court of the State of Minnesota is granted. And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

John L. Gilvary, Petitioner,
575 vs.
Cuyahoga Valley Railway Company.

Order allowing certiorari.

The petition herein for a writ of certiorari to the Supreme Court of the State of Ohio is granted. And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

Alice Aschenbrenner,
Petitioner,
578 vs.
United States Fidelity & Guaranty Company.

Order allowing certiorari.

The petition herein for a writ of certiorari to the United States Circuit Court of Appeals for the Ninth Circuit is granted. And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

Elias A. Olson,
Petitioner,
580 vs.
The United States of America.

Order allowing certiorari.

The petition herein for a writ of certiorari to the United States Circuit Court of Appeals for the Eighth Circuit is granted. And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

Randor C. Karlson,
Petitioner,
581 vs.
The United States of America.

Order allowing certiorari.

The petition herein for a writ of certiorari to the United States Circuit Court of Appeals for the Eighth Circuit is granted. And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

Harry Brewster, Petitioner,
582 vs.
The United States of America.

Order allowing certiorari.

The petition herein for a writ of certiorari to the United States Circuit Court of Appeals for the Eighth Circuit is granted. And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

Boston Safe Deposit and Trust Company, et al., Petitioners,
396 vs.
Guy T. Helvering, Commissioner of Internal Revenue.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the First Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the First Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Frank Giannini, Petitioner,
553 vs.
M. W. Brashears.

On petition for writ of certiorari to the District Court of Appeal, 4th Appellate District, State of California.

On consideration of the petition for a writ of certiorari herein to the District Court of Appeal, 4th Appellate District, State of California, and of the argument of counsel thereupon had,

It is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Ashby Turner, Trustee of Bastanchury Corporation, Ltd.,
Petitioner,
564 vs.
John Deere Plow Company of Moline.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Ninth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Ninth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Clarence W. Morris,
Petitioner,
570 vs.
Harry L. Hussman and Caroline Hussman.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Ninth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Ninth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Bisbee Linseed Company,
Petitioner,
572 vs.
Paragon Paint & Varnish Corporation.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Second Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

The Missouri Pacific Railroad Company, Petitioner, vs. G. M. Alcorn. 573

On petition for writ of certiorari to the Supreme Court of the State of Missouri.

On consideration of the petition for a writ of certiorari herein to the Supreme Court of the State of Missouri, and of the argument of counsel thereupon had,

It is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Ralph L. Peck, Petitioner, vs. The United States of America. 577

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Seventh Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Seventh Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Ida K. Hoefer, Petitioner, vs. Atlantic Life Insurance Company. 583

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Fourth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Fourth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

The Atchison & Eastern Bridge Company,
Petitioner,
592 vs.
Charles F. Clark.

On petition for writ of certiorari to the Supreme Court of the State of Missouri.

On consideration of the petition for a writ of certiorari herein to the Supreme Court of the State of Missouri, and of the argument of counsel thereupon had,

It is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

The Chief Justice also announced the following order:

ORDER

The Court will take a recess from Monday, December 18th, to Monday, January 8th, next.

Per Mr. Chief Justice Hughes.

The State of Vermont,
Complainant,
2, Original. vs.
The State of New Hampshire.

The stipulation of the parties herein designating parts of boundary to be marked was presented to the Court.

Guy T. Helvering, Commissioner of Internal Revenue, Petitioner,
225 vs.
Otto H. Falk, et al., Executors, etc.

This case was argued by Mr. Erwin N. Griswold for the petitioner and by Mr. Charles F. Fawsett for the respondents.

Marshall S. Reynolds, Individually, etc., Petitioner,

227 vs.

Richard F. Cooper;

Marshall S. Reynolds, Individually, etc., Petitioner,

228 vs.

Barbara V. Cooper;

Marshall S. Reynolds, Individually, etc., Petitioner,

229 vs.

Richard F. Cooper, et al.

These cases were argued by Mr. Erwin N. Griswold for the petitioner, and by Mr. M. E. Corthell for the respondents.

J. M. Jannett and J. A. Skipper, Appellants,

168 vs.

Dan Hardie, as Sheriff, etc.

The argument of this case was commenced by Mr. John M. Murrell for the appellants. The Court declined to hear further argument.

Federal Compress & Warehouse Company, et al., Appellants,

166 vs.

E. H. McLean, Sheriff and Tax Collector, et al.

The argument of this case was commenced by Mr. Garner W. Green for the appellants.

TUESDAY, DECEMBER 12, 1933

Pursuant to adjournment the Court met at the Capitol.

PRESENT:

The Honorable Charles E. Hughes, Chief Justice,
Willis Van Devanter,
James C. McReynolds,
Louis D. Brandeis,
George Sutherland, Associate Justices.
Pierce Butler,
Harlan F. Stone,
Owen J. Roberts,
Benjamin N. Cardozo,
Frank K. Green, Esquire, Marshal,
Charles Elmore Cropley, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. Wesley E. Disney, It is ordered that William L. Curtis, Esquire, of Ft. Smith, State of Arkansas, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Wesley E. Disney, It is ordered that H. D. Moreland, Esquire, of Claremont, State of Oklahoma, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Robert E. Lynch, It is ordered that Arthur B. Dunne, Esquire, of San Francisco, State of California, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. W. Cameron Burton, It is ordered that Albert C. Reed, Esquire, of Washington, District of Columbia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

Northwestern Pacific Railroad Company, Petitioner,	This case was submitted by Mr. W. H. Orrick for the petitioner, and by Mr.
163 vs.	Robert B. Duke for the respondent.
Josephine Bobo, as Administratrix, etc.	

Federal Compress & Warehouse Company, et al., Appellants,	The argument of this case was continued by Mr. Garner W. Green for the appel-
166 vs.	lants, and concluded by Mr. W. W. Pierce
E. R. McLean, Sheriff and Tax Collector, et al.	for the appellees.

Conrad Wolfle, Petitioner,	This case was argued by Mr. George E. Flood for the petitioner, and by Mr.
338 vs.	Assistant Solicitor General MacLean
The United States of America.	for the respondent.

George Morrison and H. Doi, Appellants,	The argument of this case was commenced by Mr. J. Marion Wright for the appel-
487 vs.	lants, and continued by Mr. James S.
The People of the State of California.	Howie for the appellee.

Proclamation being made the Court is adjourned until tomorrow at 12 o'clock.

Pursuant to adjournment the Court met at the Capitol.

PRESENT:

The Honorable Charles E. Hughes, Chief Justice,

Willis Van Devanter,

James C. McReynolds,
Louis D. Brandeis,
George Sutherland,

Pierce Butler, Associate Justices.

Harlan F. Stone,

Owen J. Roberts,

Benjamin N. Cardozo,

Frank K. Green, Esquire, Marshal,

Charles Elmore Cropley, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. Eugene P. Locke, It is ordered that Maurice E. Purnell, Esquire, of Dallas, State of Texas, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Chester I. Long, It is ordered that David S. Day, Esquire, of Bridgeport, State of Connecticut, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

George Morrison and H. Doi,
Appellants,
487 vs.
The People of the State of California.

The argument of this case was continued by Mr. James S. Howie for the appellee, and concluded by Mr. J. Marion Wright for the appellants.

Alvin F. Fix, Collector of Internal Revenue, etc., Petitioner,
153 vs.
Philadelphia Barge Company, et al.

This case was argued by Mr. Solicitor General Biggs for the petitioner, and by Mr. Thomas P. Mikell for the respondents.

Guy T. Helvering, Commissioner of Internal Revenue, Petitioner,
158 vs.
Charles J. Canfield;
William R. Thorsen, Petitioner,
212 vs.
Guy T. Helvering, Commissioner of Internal Revenue.

These cases were argued by Mr. H. Brian Holland for the petitioner in No. 158 and respondent in No. 212, and by Mr. Edwin H. Cassels for the respondent in No. 158 and the petitioner in No. 212.

Arthur M. Brown, Petitioner,
187 vs.
Guy T. Helvering, Commissioner of Internal Revenue.

The argument of this case was commenced by Mr. Arthur B. Dunne for the petitioner.

Proclamation being made the Court is adjourned until tomorrow at 12 o'clock.

THURSDAY, DECEMBER 14, 1933

Pursuant to adjournment the Court met at the Capitol.

PRESENT:

The Honorable Charles E. Hughes, Chief Justice,

Willis Van Devanter,

James C. McReynolds,
Louis D. Brandeis,
George Sutherland,

Pierce Butler, Associate Justices.

Harlan F. Stone,

Owen J. Roberts,

Benjamin N. Cardozo,

Frank K. Green, Esquire, Marshal,

Charles Elmore Cropley, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. Peyton R. Evans, It is ordered that L. W. Powers, Esquire, of Denison, State of Iowa, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Eugene P. Locke, It is ordered that Stanley K. Henshaw, Esquire, of Cincinnati, State of Ohio, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. G. Carroll Todd, It is ordered that Wallace Haynes Walker, Esquire, of Cambridge, State of Massachusetts, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. A. Rea Williams, It is ordered that William A. Sherwin, Esquire, of Los Angeles, State of California, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Frank J. Wideman, It is ordered that Samuel Biern, Esquire, of Huntington, State of West Virginia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Edward Clifford, It is ordered that Albert E. James, Esquire, of Washington, District of Columbia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Edward Clifford, It is ordered that Gordon A. Block, Esquire, of Philadelphia, State of Pennsylvania, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. J. S. Y. Ivins, It is ordered that Hermon J. Wells, Esquire, of New Haven, State of Connecticut, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Harold M. Stephens, It is ordered that Carl McFarland, Esquire, of Helena, State of Montana, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Frederick R. Gibbs, It is ordered that Theodore Hale, Esquire, of San Francisco, State of California, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

Arthur M. Brown, Petitioner, 187 vs. Guy T. Helvering, Commissioner of Internal Revenue.	The argument of this case was continued by Mr. Arthur B. Dunne for the petitioner and concluded by Mr. Solicitor General Biggs for the respondent.
Missouri Pacific Railroad Company, Petitioner, 200 vs. Hartley Brothers, a Co-partnership, etc.	This case was argued by Mr. Wm. L. Curtis for the petitioner and by Mr. H. D. Moreland for the respondent.
Nannie May Williams, Petitioner, 208 vs. The Union Central Life Insurance Company.	This case was argued by Mr. Harris O. Williams for the petitioner and by Mr. Eugene P. Locke for the respondent.
Federal Trade Commission, Petitioner, 240 vs. Algoma Lumber Company, et al.	The argument of this case was commenced by Mr. Assistant Attorney General Stephens for the petitioner.

Pursuant to adjournment the Court met at the Capitol.

PRESENT:

The Honorable Charles E. Hughes, Chief Justice,

Willis Van Devanter,
Louis D. Brandeis,
George Sutherland,

Pierce Butler,

Harlan F. Stone, Associate Justices.

Owen J. Roberts,

Benjamin N. Cardozo,

Frank K. Green, Esquire, Marshal,

Charles Elmore Cropley, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. Robert A. Littleton, It is ordered that Harry Thomas Burn, Esquire, of Sweetwater, State of Tennessee, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Paul Dulaney, It is ordered that Robert C. Gordon, Esquire, of Louisville, State of Kentucky, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Harold M. Stephens, It is ordered that Golden W. Bell, Esquire, of San Francisco, State of California, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Harold M. Stephens, It is ordered that Ashley Sellers, Esquire, of Austin, State of Texas, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Morgan G. Sanders, It is ordered that J. Bernays Lowrey, Esquire, of San Antonio, State of Texas, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

The United States of America,
Appellant,
659 vs.
Claude Chambers and Byrum Gibson.

The motion to advance this case was submitted by Mr. Solicitor General Biggs for the appellant.

Federal Trade Commission,
Petitioner,
240 vs.
Algoma Lumber Company, et al.

The argument of this case was continued by Mr. Assistant Attorney General Stephens for the petitioner; and by Mr. Allan P. Matthew for the respondent; and concluded by Mr. Assistant Attorney General Stephens for the petitioner.

The United States,
Petitioner,
171 vs.
Jefferson Electric Manufacturing Company.

This case was argued by Mr. Assistant Attorney General Wideman for the petitioner, and by Mr. Newton K. Fox for the respondent.

C. F. Routzahn, Collector of Internal Revenue, etc.,
Petitioner,
329 vs.
Willard Storage Battery Company.

The argument of this case was commenced by Mr. Assistant Attorney General Wideman for the petitioner, and continued by Mr. Charles C. Morris, Jr., for the respondent.

Proclamation being made the Court is adjourned until Monday next at 12 o'clock.

Pursuant to adjournment the Court met at the Capitol.

PRESENT:

The Honorable Charles E. Hughes, Chief Justice,
Willis Van Devanter,
James C. McReynolds,
Louis D. Brandeis,
George Sutherland,
Pierce Butler,
Harlan F. Stone,
Owen J. Roberts,
Benjamin N. Cardozo, Associate Justices.
Frank K. Green, Esquire, Marshal,
Charles Elmore Cropley, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. Charles Henry Butler, It is ordered that Robert H. Dunlap, Esquire, of Los Angeles, State of California, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Henry F. Ashurst, It is ordered that Harold A. Elliott, Esquire, of Phoenix, State of Arizona, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Frederic D. McKenney, It is ordered that Leon Edelson, Esquire, of Philadelphia, State of Pennsylvania, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Fletcher B. Swank, It is ordered that T. Jack Foster, Esquire, of Norman, State of Oklahoma, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Edward F. Colladay, It is ordered that Charles A. Houston, Esquire, of New York City, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Edward F. Colladay, It is ordered that Edwin M. Otterbourg, Esquire, of New York City, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Ivan P. Tashof, It is ordered that George J. Rosenthal, Esquire, of Miami, State of Florida, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

The Chief Justice announced the following orders of the Court:

J. M. Jannett and J. A. Skipper,
Appellants,
168 vs.
Dan Hardie, as Sheriff of Dade County, Florida, etc.

Appeal from the Supreme Court of the State of Florida.

This cause came on to be heard on the transcript of the record from the Supreme Court of the State of Florida, and was argued by counsel.

On consideration whereof, It is now here ordered and adjudged by this Court that the judgment of the said Supreme Court, in this cause, be, and the same is hereby, affirmed with costs.

Per Mr. Chief Justice Hughes.

Lida M. Ross,

Appellant, Appeal from the Supreme Court of the

613 . vs. State of Tennessee.

Dancey Fort, Commissioner of Finance
and Taxation of the State of Tennessee.

This cause came on to be heard on the transcript of the record from the Supreme Court of the State of Tennessee, and was argued by counsel.

On consideration whereof, It is now here ordered and adjudged by this Court that the appeal herein be, and the same is hereby, dismissed for the want of a substantial Federal question.

Per Mr. Chief Justice Hughes.

The Chief Justice said:

"The other orders of the Court appear upon the list certified to by the Chief Justice and filed with the Clerk, and will not be announced orally."

— Original.

Ex Parte: Benjamin A. Boyce, Petitioner.

On consideration of the motion for leave to file a petition for writ of mandamus herein,

It is ordered by this Court that the said motion be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

— Original.

Ex Parte: R. F. Dasher, Petitioner.

On consideration of the motion for leave to file a petition for writ of habeas corpus herein,

It is ordered by this Court that the said motion be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Maxine Murray, on her own behalf and as Guardian, etc., Petitioner,

308 vs.

Joe Gerrick & Company, et al.

On consideration of the motion to dismiss the writ of certiorari herein,

It is ordered by this Court that the said motion be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

The United States of America, Appellant,

659 vs.

Claude Chambers and Byrum Gibson.

In this case probable jurisdiction is noted.

Per Mr. Chief Justice Hughes.

The United States of America, Appellant,

659 vs.

Claude Chambers and Byrum Gibson.

On consideration of the motion to advance this cause,

It is ordered by this Court that the said motion be, and the same is hereby, granted, and the case is assigned for argument on Monday, January 15 next, after the cases heretofore assigned for that day.

Per Mr. Chief Justice Hughes.

The Columbus Gas and Fuel Company, Appellant,

608 vs.

The Public Utilities Commission of Ohio, et al.; and The Dayton Power; and Light Company, Appellant,

609 vs.

The Public Utilities Commission of Ohio.

In these cases probable jurisdiction is noted.

Per Mr. Chief Justice Hughes.

M. C. Hinderlider, as State Engineer, etc., et al., Appellants,

588 vs.

The La Plata River and Cherry Creek Ditch Company.

Further consideration of the question of the jurisdiction of this Court in this case and of the motion to dismiss is postponed to the hearing of the case on the merits.

Per Mr. Chief Justice Hughes.

Wilbur F. Booth,
656 vs.
The United States; and

Charles F. Amidon,
657 vs.
The United States.

It is ordered that these cases be advanced and assigned for argument on Monday, January 15 next, after the cases heretofore assigned for that day.

Per Mr. Chief Justice Hughes.

United States of America, ex rel. Frank or Franjo Boric or Borich, Petitioner,

576 vs.

William H. Marshall, District Director of Immigration.

Order allowing certiorari.

The petition herein for a writ of certiorari to the United States Circuit Court of Appeals for the Third Circuit is granted. And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

And it is further ordered that the original Department of Labor file, with the exhibits, contained therein or attached thereto, offered in the deportation proceedings, which was presented to the Circuit Court of Appeals upon the appeal of this cause to that court, pursuant to the stipulation of the parties herein appearing in the record and dated June 19, 1933, be certified to this Court for consideration on this writ of certiorari along with the usual transcript of record, as provided in Rule 10, paragraph 4 of the rules of this Court.

Per Mr. Chief Justice Hughes.

Order allowing certiorari.

W. D. Sanders, Petitioner,
106 vs.
Armour Fertilizer Works and National Fire Insurance Company.

The petition herein for a writ of certiorari to the United States Circuit Court of Appeals for the Fifth Circuit is granted. And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

Charles Ilfeld Company, Petitioner,
579 vs.
B. C. Hernandez, Collector of Internal Revenue for the District of New Mexico.

Order allowing certiorari.

The petition herein for a writ of certiorari to the United States Circuit Court of Appeals for the Tenth Circuit is granted. And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

John Pokora,
Petitioner,
585 vs.
The Wabash Railway Company.

Order allowing certiorari.

The petition herein for a writ of certiorari to the United States Circuit Court of Appeals for the Seventh Circuit is granted. And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

Maryland Casualty Company,

Petitioner,

584 vs.

Board of Water Commissioners of the City of Dunkirk, et al.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Second Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

John Speroni and T. J. Costello,

Petitioners,

587 vs.

The United States of America.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Seventh Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Seventh Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Harriet Hosey, et al.,

Petitioners,

591 vs.

Mid-Continent Petroleum Corporation.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Tenth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Tenth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

American-Hawaiian Steamship Company, Petitioner,
610 vs.
Hans Musaus.

On petition for writ of certiorari to the Supreme Court of the State of New York, County of Kings.

On consideration of the petition for a writ of certiorari herein to the Supreme Court of the State of New York, County of Kings, and of the argument of counsel thereupon had,

It is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

--- Original.

Ex Parte: C. Wilbur Miller and Ernest B. Miller, Petitioners.

The motion for leave to file petition for writ of mandamus herein was submitted by Mr. Wm. Burnet Wright for the petitioners.

The Principality of Monaco, Plaintiff,
--- Original. vs.
The State of Mississippi.

The motion for leave to file declaration herein was submitted by Mr. Ethelbert Warfield for the plaintiff.

C. F. Routzahn, Collector of Internal Revenue, etc., Petitioner,
329 vs.
Willard Storage Battery Company.

The argument of this case was continued by Mr. Charles C. Morris, Jr., for the respondent, and concluded by Mr. Assistant Attorney General Wideman for the petitioner.

American Chain Company, Inc., Petitioner,
196 vs.
Robert O. Eaton, Collector, etc.

This case was argued by Mr. David S. Day and Mr. Chester I. Long for the petitioner, and by Mr. Assistant Attorney General Wideman for the respondent.

Proclamation being made the Court is adjourned until Monday, January 8, 1934,

MONDAY, JANUARY 8, 1934

Pursuant to adjournment the Court met at the Capitol.

PRESENT:

The Honorable Charles E. Hughes, Chief Justice,
Willis Van Devanter,
James C. McReynolds,
Louis D. Brandeis,
George Sutherland, Associate Justices.
Pierce Butler,
Harlan F. Stone,
Owen J. Roberts,
Benjamin N. Cardozo,
Frank K. Green, Esquire, Marshal,
Charles Elmore Cropley, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. Charles D. Council, It is ordered that Arthur M. Moritz, Esquire, of New York City, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Mauro Baradi, It is ordered that Fabian R. Tenebro, Esquire, of Angola, State of Indiana, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. John P. Bramhall, It is ordered that Edward Davidson, Esquire, of Youngstown, State of Ohio, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Vincent L. Toomey, It is ordered that Francis J. Sullivan, Esquire, of New York City, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Francis H. Horan, It is ordered that Alanson W. Willcox, Esquire, of New York City, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Morgan M. Mann, It is ordered that Paul E. Lockwood, Esquire, of New York City, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. John W. Bricker, It is ordered that William S. Evatt, Esquire, of Columbus, State of Ohio, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Thomas E. Knight, Jr., It is ordered that Bailey P. Wootton, Esquire, of Hazard, State of Kentucky, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Kenneth McKellar, It is ordered that John C. Goins, Esquire, of Chattanooga, State of Tennessee, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Wesley E. Disney, It is ordered that A. W. Little, Esquire, of Cushing, State of Oklahoma, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Thomas E. Knight, Jr., It is ordered that Raymond T. Nagle, Esquire, of Helena, State of Montana, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Joseph E. Messerschmidt, It is ordered that Joseph G. Hirschberg, Esquire, of Madison, State of Wisconsin, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Joseph E. Messerschmidt, It is ordered that A. J. Bieberstein, Esquire, of Madison, State of Wisconsin, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. U. S. Webb, It is ordered that Miss Hester W. Webb, of San Francisco, State of California, be admitted to practice as an Attorney and Counsellor of this Court, and she was sworn accordingly.

On motion first made to the Court in this behalf by Mr. U. Bon Geaslin, It is ordered that R. F. Baynes, Esquire, of New Madrid, State of Missouri, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Wesley E. Disney, It is ordered that S. J. Berton, Esquire, of Cushing, State of Oklahoma, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Hiram P. White, It is ordered that Joseph D. Mitchell, Esquire, of Pawhuska, State of Oklahoma, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

R. H. Stearns Company, Boston,
Massachusetts,

Petitioner,

133 vs.

The United States.

On writ of certiorari to the Court of Claims.

This cause came on to be heard on the transcript of the record from the Court of Claims, and was argued by counsel.

On consideration whereof, It is now here ordered and adjudged by this Court that the judgment of the said Court of Claims in this cause, be, and the same is hereby, affirmed.

Per Mr. Justice Cardozo.

Mr. Justice Stone took no part in the consideration or decision of this case.

Federal Trade Commission,

Petitioner,

240 vs.

Algoma Lumber Company, Big Lakes Box Company, California Fruit Exchange, et al.

On writ of certiorari to the United States Circuit Court of Appeals for the Ninth Circuit.

This cause came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Ninth Circuit, and was argued by counsel.

On consideration whereof, It is ordered, adjudged, and decreed by this Court that the decree of the said United States Circuit Court of Appeals, in this cause, be, and the same is hereby, reversed; and that this cause be, and the same is hereby, remanded to the said Circuit Court of Appeals for further proceedings in conformity with the opinion of this Court.

Per Mr. Justice Cardozo.

George Morrison and H. Doi,

Appellants,

487 vs.

The People of the State of California.

Appeal from the Supreme Court of the State of California.

This cause came on to be heard on the transcript of the record from the Supreme Court of the State of California, and was argued by counsel.

On consideration whereof, It is now here ordered and adjudged by this Court that the judgment of the said Supreme Court, in this cause, be, and the same is hereby, reversed with costs; and that this cause be, and the same is hereby, remanded to the said Supreme Court for further proceedings not inconsistent with the opinion of this Court.

Per Mr. Justice Cardozo.

Herman Snyder,

Petitioner,

241 vs.

Commonwealth of Massachusetts.

On writ of certiorari to the Superior Court in and for the County of Middlesex, Commonwealth of Massachusetts.

This cause came on to be heard on the transcript of the record from the Superior Court in and for the County of Middlesex, Commonwealth of Massachusetts, and was argued by counsel.

On consideration whereof, It is now here ordered and adjudged by this Court that the judgment of the said Superior Court, in this cause be, and the same is hereby, affirmed with costs.

Per Mr. Justice Cardozo.

Dissenting opinion by Mr. Justice Roberts in which Mr. Justice Brandeis, Mr. Justice Sutherland, and Mr. Justice Butler concur.

City Bank Farmers Trust Company, Executor
Under the Will of Thomas B. Clarke,
Deceased, Appellant,
84 vs.
William A. Schnader, Attorney General
of the Commonwealth of Pennsylvania,
and Leon D. Metzger, Secretary of
Revenue of the Commonwealth of Pennsylvania.

Appeal from the District Court of the United States for the Eastern District of Pennsylvania.

This cause came on to be heard on the transcript of the record from the District Court of the United States for the Eastern District of Pennsylvania, and was argued by counsel.

On consideration whereof, It is ordered, adjudged, and decreed by this Court that the decree of the said District Court in this cause be, and the same is hereby, reversed with costs; and that this cause be, and the same is hereby, remanded to the said District Court with instructions to reinstate the bill and proceed to a hearing upon the merits.

Per Mr. Justice Roberts.

John Freuler, Administrator of the
Estate of Louise P. V. Whitcomb,
Deceased, Petitioner,
129 vs.
Guy T. Helvering, Commissioner of
Internal Revenue.

On writ of certiorari to the United States Circuit Court of Appeals for the Ninth Circuit.

This cause came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Ninth Circuit, and was argued by counsel,

On consideration whereof, It is ordered and adjudged by this Court that the judgment of the said United States Circuit Court of Appeals, in this cause, be, and the same is hereby, reversed; and that this cause be, and the same is hereby, remanded to the said Circuit Court of Appeals for further proceedings in conformity with the opinion of this Court.

Per Mr. Justice Roberts.

Dissenting opinion by Mr. Justice Cardozo in which Mr. Justice Brandeis and Mr. Justice Stone join.

John Freuler, Administrator of the Estate of Louise P. V. Whitcomb, Deceased, Petitioner, vs. Guy T. Helvering, Commissioner of Internal Revenue.

130 On writ of certiorari to the United States Circuit Court of Appeals for the Ninth Circuit.

It appearing to the Court that counsel for the respective parties have filed a stipulation in the above entitled cause providing that the decision of this Court in case No. 129, Freuler, Administrator, etc. vs. Helvering, Commissioner of Internal Revenue, shall control the decision in this case and that the same judgment shall be entered in the instant case which is entered in No. 129; and this Court having reversed the judgment of the said Circuit Court of Appeals in No. 129 on January 8, 1934;

It is, pursuant to said stipulation, ordered and adjudged by this Court that the judgment of the said Circuit Court of Appeals, in this cause, be, and the same is hereby, reversed; and that this cause be, and the same is hereby, remanded to the said Circuit Court of Appeals for further proceedings in conformity with the opinion of this Court rendered in case No. 129.

Per Mr. Chief Justice Hughes.

John Freuler, Administrator of the Estate of Louise P. V. Whitcomb, Deceased, Petitioner, vs. Guy T. Helvering, Commissioner of Internal Revenue.

131 On writ of certiorari to the United States Circuit Court of Appeals for the Ninth Circuit.

It appearing to the Court that counsel for the respective parties have filed a stipulation in the above entitled cause providing that the decision of this Court in case No. 129, Frauler, Administrator, etc. vs. Helvering, Commissioner of Internal Revenue, shall control the decision in this case and that the same judgment shall be entered in the instant case which is entered in No. 129; and this Court having reversed the judgment of the said Circuit Court of Appeals in No. 129 on January 8, 1934;

It is, pursuant to said stipulation, ordered and adjudged by this Court that the judgment of the said Circuit Court of Appeals, in this cause, be, and the same is hereby, reversed; and that this cause be, and the same is hereby, remanded to the said Circuit Court of Appeals for further proceedings

Marguerite T. Whitcomb, Petitioner, vs. Guy T. Helvering, Commissioner of Internal Revenue. On writ of certiorari to the Court of Appeals of the District of Columbia.

129

It appearing to the Court that counsel for the respective parties have filed a stipulation in the above entitled cause providing that the decision of this Court in case No. 129, Freuler, Administrator, etc. vs. Helvering, Commissioner of Internal Revenue, shall control the decision in this case and that the same judgment shall be entered in the instant case which is entered in No. 129; and this Court having reversed the judgment of the United States Circuit Court of Appeals for the Ninth Circuit in No. 129 on January 8, 1934;

It is, pursuant to said stipulation, ordered and adjudged by this Court that the judgment of the Court of Appeals of the District of Columbia, in thiscause, be, and the same is hereby, reversed; and that this cause be, and the same is hereby, remanded to the said Court of Appeals for further proceedings in conformity with the opinion of this Court rendered in case No. 129.

Per Mr. Chief Justice Hughes.

Charlotte A. W. Lepic, Petitioner, vs. Guy T. Helvering, Commissioner of Internal Revenue. On writ of certiorari to the Court of Appeals of the District of Columbia.

140

It appearing to the Court that counsel for the respective parties have filed a stipulation in the above entitled cause providing that the decision of this Court in case No. 129, Freuler, Administrator, etc. vs. Helvering, Commissioner of Internal Revenue, shall control the decision in this case and that the same judgment shall be entered in the instant case which is entered in No. 129; and this Court having reversed the judgment of the United States Circuit Court of Appeals for the Ninth Circuit in No. 129 on January 8, 1934;

It is, pursuant to said stipulation, ordered and adjudged by this Court that the judgment of the Court of Appeals of the District of Columbia, in this cause, be, and the same is hereby, reversed; and that this cause be, and the same is hereby, remanded to the said Court of Appeals for further proceedings in conformity with the opinion of this Court rendered in case No. 129.

Per Mr. Chief Justice Hughes.

Marie M. E. C. T. Whitcomb, Petitioner, vs. Guy T. Helvering, Commissioner of Internal Revenue. — On writ of certiorari to the Court of Appeals of the District of Columbia.

141

It appearing to the Court that counsel for the respective parties have filed a stipulation in the above entitled cause providing that the decision of this Court in case No. 129, Freuler, Administrator, etc. vs. Helvering, Commissioner of Internal Revenue, shall control the decision in this case and that the same judgment shall be entered in the instant case which is entered in No. 129; and this Court having reversed the judgment of the United States Circuit Court of Appeals for the Ninth Circuit in No. 129 on January 8, 1934;

It is, pursuant to said stipulation, ordered and adjudged by this Court that the judgment of the Court of Appeals of the District of Columbia, in this cause, be, and the same is hereby, reversed; and that this cause be, and the same is hereby, remanded to the said Court of Appeals for further proceedings in conformity with the opinion of this Court rendered in case No. 129.

Per Mr. Chief Justice Hughes.

Charlotte Andree Whitcomb Lepic, Petitioner, vs. Guy T. Helvering, Commissioner of Internal Revenue, — On writ of certiorari to the Court of Appeals of the District of Columbia.

142

It appearing to the Court that counsel for the respective parties have filed a stipulation in the above entitled cause providing that the decision of this Court in case No. 129, Freuler, Administrator, etc. vs. Helvering, Commissioner of Internal Revenue, shall control the decision in this case and that the same judgment shall be entered in the instant case which is entered in No. 129; and this Court having reversed the judgment of the United States Circuit Court of Appeals for the Ninth Circuit in No. 129 on January 8, 1934;

It is, pursuant to said stipulation, ordered and adjudged by this Court that the judgment of the Court of Appeals of the District of Columbia, in this cause, be, and the same is hereby, reversed; and that this cause be, and the same is hereby, remanded to the said Court of Appeals for further proceedings in conformity with the opinion of this Court rendered in case No. 129.

Charlotte Andree Whitcomb Lepic,
Petitioner,
143 vs.
Guy T. Helvering, Commissioner of Internal Revenue.

On writ of certiorari to the Court of Appeals of the District of Columbia.

It appearing to the Court that counsel for the respective parties have filed a stipulation in the above entitled cause providing that the decision of this Court in case No. 129, Freuler, Administrator, etc. vs. Helvering, Commissioner of Internal Revenue, shall control the decision in this case and that the same judgment shall be entered in the instant case which is entered in No. 129; and this Court having reversed the judgment of the United States Circuit Court of Appeals for the Ninth Circuit in No. 129 on January 8, 1934;

It is, pursuant to said stipulation, ordered and adjudged by this Court that the judgment of the Court of Appeals of the District of Columbia, in this cause, be, and the same is hereby, reversed; and that this cause be, and the same is hereby, remanded to the said Court of Appeals for further proceedings in conformity with the opinion of this Court rendered in case No. 129.

Per Mr. Chief Justice Hughes.

Marie M. E. C. Whitcomb, Petitioner,
144 vs.
Guy T. Helvering, Commissioner of Internal Revenue.

On writ of certiorari to the Court of Appeals of the District of Columbia.

It appearing to the Court that counsel for the respective parties have filed a stipulation in the above entitled cause providing that the decision of this Court in case No. 129, Freuler, Administrator, etc. vs. Helvering, Commissioner of Internal Revenue, shall control the decision in this case and that the same judgment shall be entered in the instant case which is entered in No. 129; and this Court having reversed the judgment of the United States Circuit Court of Appeals for the Ninth Circuit in No. 129 on January 8, 1934;

It is, pursuant to said stipulation, ordered and adjudged by this Court that the judgment of the Court of Appeals of the District of Columbia, in this cause, be, and the same is hereby, reversed; and that this cause be, and the same is hereby, remanded to the said Court of Appeals for further proceedings in conformity with the opinion of this Court rendered in case No. 129.

Louise A. Whitcomb, Petitioner, | On writ of certiorari to the
145 vs. | Court of Appeals of the
Guy T. Helvering, Commissioner of Internal Revenue. | District of Columbia.

This cause came on to be heard on the transcript of the record from the Court of Appeals of the District of Columbia, and was argued by counsel.

On consideration whereof, It is now here ordered and adjudged by this Court that the judgment of the said Court of Appeals, in this cause be, and the same is hereby, reversed; and that this cause be, and the same is hereby, remanded to the said Court of Appeals for further proceedings in conformity with the opinion of this Court.

Per Mr. Justice Roberts.

Dissenting: Mr. Justice Brandeis, Mr. Justice Stone, and Mr. Justice Cardozo.

Lydia L. Whitcomb, Petitioner, | On writ of certiorari to the
146 vs. | Court of Appeals of the
Guy T. Helvering, Commissioner of Internal Revenue. | District of Columbia.

It appearing to the Court that counsel for the respective parties have filed a stipulation in the above entitled cause providing that the decision of this Court in case No. 145, Louise A. Whitcomb vs. Helvering, Commissioner of Internal Revenue, shall control the decision in this case and that the same judgment shall be entered in the instant case which is entered in No. 145; and this Court having reversed the judgment of the Court of Appeals of the District of Columbia in No. 145 on January 8, 1934;

It is, pursuant to said stipulation, ordered and adjudged by this Court that the judgment of the Court of Appeals of the District of Columbia, in this cause, be, and the same is hereby, reversed; and that this cause be, and the same is hereby, remanded to the said Court of Appeals for further proceedings in conformity with the opinion of this Court rendered in case No. 145.

Per Mr. Chief Justice Hughes.

Louise A. F. E. Whitcomb, Petitioner, vs. Guy T. Helvering, Commissioner of Internal Revenue. 147

On writ of certiorari to the Court of Appeals of the District of Columbia.

It appearing to the Court that counsel for the respective parties have filed a stipulation in the above entitled cause providing that the decision of this Court in case No. 145, Louise A. Whitcomb vs. Helvering, Commissioner of Internal Revenue, shall control the decision in this case and that the same judgment shall be entered in the instant case which is entered in No. 145; and this Court having reversed the judgment of the Court of Appeals of the District of Columbia in No. 145 on January 8, 1934;

It is, pursuant to said stipulation, ordered and adjudged by this Court that the judgment of the Court of Appeals of the District of Columbia, in this cause be, and the same is hereby, reversed; and that this cause be, and the same is hereby, remanded to the said Court of Appeals for further proceedings in conformity with the opinion of this Court rendered in case No. 145.

Per Mr. Chief Justice Hughes.

Lydia L. I. Whitcomb, Petitioner, vs. Guy T. Helvering, Commissioner of Internal Revenue. 148

On writ of certiorari to the Court of Appeals of the District of Columbia.

It appearing to the Court that counsel for the respective parties have filed a stipulation in the above entitled cause providing that the decision of this Court in case No. 145, Louise A. Whitcomb vs. Helvering, Commissioner of Internal Revenue, shall control the decision in this case and that the same judgment shall be entered in the instant case which is entered in No. 145; and this Court having reversed the judgment of the Court of Appeals of the District of Columbia in No. 145 on January 8, 1934;

It is, pursuant to said stipulation, ordered and adjudged by this Court that the judgment of the Court of Appeals of the District of Columbia, in this cause, be, and the same is hereby, reversed; and that this cause be, and the same is hereby, remanded to the said Court of Appeals for further proceedings in conformity with the opinion of this Court rendered in case No. 145.

Per Mr. Chief Justice Hughes.

Lydia Louise Ida Whitcomb,

Petitioner,

149 vs.

Guy T. Helvering, Commissioner of Internal Revenue.

On writ of certiorari to the Court of Appeals of the District of Columbia.

It appearing to the Court that counsel for the respective parties have filed a stipulation in the above entitled cause providing that the decision of this Court in case No. 145, Louise A. Whitcomb vs. Helvering, Commissioner of Internal Revenue, shall control the decision in this case and that the same judgment shall be entered in the instant case which is entered in No. 145; and this Court having reversed the judgment of the Court of Appeals of the District of Columbia in No. 145 on January 8, 1934;

It is, pursuant to said stipulation, ordered and adjudged by this Court that the judgment of the Court of Appeals of the District of Columbia, in this cause, be, and the same is hereby, reversed; and that this cause be, and the same is hereby, remanded to the said Court of Appeals for further proceedings in conformity with the opinion of this Court rendered in case No. 145.

Per Mr. Chief Justice Hughes.

Louise A. F. E. Whitcomb, Petitioner,

150 vs.

Guy T. Helvering, Commissioner of Internal Revenue.

On writ of certiorari to the Court of Appeals of the District of Columbia.

It appearing to the Court that counsel for the respective parties have a stipulation in the above entitled cause providing that the decision of this Court in case No. 145, Louise A. Whitcomb vs. Helvering, Commissioner of Internal Revenue, shall control the decision in this case and that the same judgment shall be entered in the instant case which is entered in No. 145; and this Court having reversed the judgment of the Court of Appeals of the District ofColumbia in No. 145 on January 8, 1934;

It is, pursuant to said stipulation, ordered and adjudged by this Court that the judgment of the Court of Appeals of the District of Columbia, in this cause, be, and the same is hereby, reversed; and that this cause be, and the same is hereby, remanded to the said Court of Appeals for further proceedings in conformity with the opinion of this Court rendered in case No. 145.

Grace Lewis Connell, Myrle C. Adams,
and Mary Adams, Petitioners,
535 vs.
Eva S. Walker.

On writ of certiorari to the Supreme Court of the State of North Dakota.

This cause came on to be heard on the transcript of the record from the Supreme Court of the State of North Dakota, and was argued by counsel.

On consideration whereof, It is now here ordered and adjudged by this Court that the judgment of the said Supreme Court, in this cause be, and the same is hereby, affirmed with costs.

Per Mr. Justice Stone.

Conrad Wolfle, Petitioner,
338 vs.
The United States of America.

On writ of certiorari to the United States Circuit Court of Appeals for the Ninth Circuit.

This cause came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Ninth Circuit, and was argued by counsel.

On consideration whereof, It is ordered and adjudged by this Court that the judgment of the said United States Circuit Court of Appeals, in this cause, be, and the same is hereby, affirmed; and that this cause be, and the same is hereby, remanded to the District Court of the United States for the Western District of Washington.

Per Mr. Justice Stone.

Federal Compress & Warehouse Company
and New Amsterdam Casualty Company
of New York, Appellants,
166 vs.
E. R. McLean, Sheriff and Tax
Collector, et al.

Appeal from the Supreme Court of the State of Mississippi.

This cause came on to be heard on the transcript of the record from the Supreme Court of the State of Mississippi, and was argued by counsel.

On consideration whereof, It is now here ordered and adjudged by this Court that the judgment of the said Supreme Court, in this cause, be, and the same is hereby, affirmed with costs.

Per Mr. Justice Stone.

Newton W. Lumbra,
Petitioner,
152 vs.
The United States of America.

On writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

This cause came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Second Circuit, and was argued by counsel.

On consideration whereof, It is ordered and adjudged by this Court that the judgment of the said United States Circuit Court of Appeals, in this cause, be, and the same is hereby, affirmed; and that this cause be, and the same is hereby, remanded to the District Court of the United States for the District of Vermont.

Per Mr. Justice Butler.

The State Corporation Commission of the State of Kansas, Homer Hoch, Jesse W. Greenleaf, et al., Appellants,
114 vs.
The Wichita Gas Company, The Hutchinson Gas Company, The Newton Gas Company, et al.

Appeal from the District Court of the United States for the District of Kansas.

This cause came on to be heard on the transcript of the record from the District Court of the United States for the District of Kansas, and was argued by counsel.

On consideration whereof, It is ordered, adjudged, and decreed by this Court that the decree of the said District Court in this cause be, and the same is hereby, modified as indicated in the opinion of this Court and, as modified, affirmed, all costs in this Court to be taxed against the appellees; and that this cause be, and the same is hereby, remanded to the said District Court for further proceedings in conformity with the opinion of this Court.

Per Mr. Justice Butler.

P. F. Petersen Baking Company, Schulze Baking Company, Continental Baking Company, et al., Appellants,
203 vs.
Charles W. Bryan, as Governor of the State of Nebraska, and Dwight F. Pelton, as Deputy Secretary of the Department of Agriculture of the State of Nebraska.

Appeal from the Supreme Court of the State of Nebraska.

This cause came on to be heard on the transcript of the record from the Supreme Court of the State of Nebraska, and was argued by counsel.

On consideration whereof, It is now here ordered, adjudged, and decreed by this Court that the judgment of the said Supreme Court, in this cause, be, and the same is hereby, affirmed with costs.

Per Mr. Justice Butler.

Missouri Pacific Railroad Company,
a Corporation, Petitioner,
200 vs.
Hartley Brothers, a Co-partnership
Composed of F. M. Hartley and
T. H. Hartley.

On writ of certiorari to the Supreme Court of the State of Oklahoma.

This cause came on to be heard on the transcript of the record from the Supreme Court of the State of Oklahoma, and was argued by counsel.

On consideration whereof, It is now here ordered and adjudged by this Court that the judgment of the said Supreme Court, in this cause be, and the same is hereby, affirmed with costs, and interest until paid at the same rate per annum that similar judgments bear in the courts of the State of Oklahoma.

Per Mr. Justice Butler.

Alvin F. Fix, Collector of Internal
Revenue for the First Collection
District of Pennsylvania,
Petitioner,
153 vs.
Philadelphia Barge Company and
National Surety Company.

On writ of certiorari to the United States Circuit Court of Appeals for the Third Circuit.

This cause came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Third Circuit, and was argued by counsel.

On consideration whereof, It is ordered and adjudged by this Court that the judgment of the said United States Circuit Court of Appeals, in this cause, be, and the same is hereby, reversed with costs; and that this cause be, and the same is hereby, remanded to the District Court of the United States for the Eastern District of Pennsylvania for further proceedings in conformity with the opinion of this Court.

Per Mr. Justice Sutherland.

Ada L. Burroughs and James Cannon, Jr.,

Petitioners, On writ of certiorari to the Court of

434 vs. Appeals of the District of Columbia.

The United States of America.

This cause came on to be heard on the transcript of the record from the Court of Appeals of the District of Columbia, and was argued by counsel.

On consideration whereof, It is ordered and adjudged by this Court that the judgment of the said Court of Appeals, in this cause, be, and the same is hereby, reversed in respect of the first eight counts of the indictment and affirmed in respect of the ninth and tenth courts of the indictment.

And it is further ordered that this cause be, and the same is hereby, remanded to the Supreme Court of the District of Columbia for further proceedings in conformity with the opinion of this Court.

Per Mr. Justice Sutherland.

Dissenting opinion by Mr. Justice McReynolds.

First National Bank of Cincinnati and

International Heater Company,

Petitioners, On writ of certiorari to the United

62 vs. States Circuit Court of Appeals for

Rudolph B. Flersheim, Charles O. the Third Circuit.

Cornell, John H. Waters, et al., etc.

This cause came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Third Circuit, and was argued by counsel.

On consideration whereof, It is ordered, adjudged, and decreed by this Court that the decree of the said United States Circuit Court of Appeals, in this cause, be, and the same is hereby, reversed as to the petitioners, with costs; and that this cause be, and the same is hereby, remanded to the District Court of the United States for the Western District of Pennsylvania for further proceedings in conformity with the opinion of this Court.

Per Mr. Justice Brandeis.

First National Bank of Cincinnati
and International Heater Company,
Petitioners,
63 vs.
Rudolph B. Flersheim, Charles O. Cornell, John H. Waters, et al., etc.

On writ of certiorari to the United States Circuit Court of Appeals for the Third Circuit.

This cause came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Third Circuit, and was argued by counsel.

On consideration whereof, It is ordered, adjudged, and decreed by this Court that the decree of the said United States Circuit Court of Appeals, in this cause, be, and the same is hereby, reversed as to the petitioners, with costs; and that this cause be, and the same is hereby, remanded to the District Court of the United States for the Western District of Pennsylvania for further proceedings in conformity with the opinion of this Court.

Per Mr. Justice Brandeis.

Amy Arzt and Josephine Ramsey,
Petitioners,
64 vs.
Rudolph B. Flersheim, Charles O. Cornell, John H. Waters, et al., etc.

On writ of certiorari to the United States Circuit Court of Appeals for the Third Circuit.

This cause came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Third Circuit, and was argued by counsel.

On consideration whereof, It is ordered, adjudged, and decreed by this Court that the decree of the said United States Circuit Court of Appeals, in this cause, be, and the same is hereby, reversed as to the petitioners, with costs; and that this cause be, and the same is hereby, remanded to the District Court of the United States for the Western District of Pennsylvania for further proceedings in conformity with the opinion of this Court.

Per Mr. Justice Brandeis.

Lily Clapier,

Petitioner,

65 vs.

Rudolph B. Flersheim, Charles O. Cornell, John H. Waters, et al., etc.

On writ of certiorari to the United States Circuit Court of Appeals for the Third Circuit.

This cause came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Third Circuit, and was argued by counsel.

On consideration whereof, It is ordered, adjudged, and decreed by this Court that the decree of the said United States Circuit Court of Appeals, in this cause, be, and the same is hereby, modified as indicated in the opinion of this Court and as thus modified, affirmed, all costs in this Court to be taxed against respondents; and that this cause be, and the same is hereby, remanded to the District Court of the United States for the Western District of Pennsylvania for further proceedings in conformity with the opinion of this Court.

Per Mr. Justice Brandeis.

Northwestern Pacific Railroad Company,

Petitioner,

163 vs.

Josephine Bobo, as Administratrix of the Estate of Perry M. Bobo, Deceased.

On writ of certiorari to the District Court of Appeal of the State of California, First Appellate District, Division One.

This cause came on to be heard on the transcript of the record from the District Court of Appeal of the State of California, First Appellate District, and was argued by counsel.

On consideration whereof, It is now here ordered and adjudged by this Court that the judgment of the said Supreme Court, in this cause be, and the same is hereby, reversed with costs; and that this cause be, and the same is hereby, remanded to the said District Court of Appeal for further proceedings not inconsistent with the opinion of this Court.

Per Mr. Justice McReynolds.

Acel C. Alexander, Collector of Internal Revenue, Petitioner,
54 vs.
Cosden Pipe Line Company.

On writ of certiorari to the United States Circuit Court of Appeals for the Tenth Circuit.

This cause came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Tenth Circuit, and was argued by counsel.

On consideration whereof, It is ordered and adjudged by this Court that the judgment of the District Court of the United States for the Western District of Oklahoma and the judgment of the said Circuit Court of Appeals, in this cause, as to the first and second claims in question, be, and the same are hereby, reversed with costs; and that this cause be, and the same is hereby, remanded to the said District Court with directions to render judgment on the findings as to these claims in conformity with the views expressed in the opinion of this Court and to respect the decision of the Circuit Court of Appeals on the third and fourth claims and the remittitur given thereunder.

Per Mr. Justice Van Devanter.

Home Building and Loan Association,
Appellant,
370 vs.
John H. Blaisdell and Rosella Blaisdell,
His Wife.

Appeal from the Supreme Court of the State of Minnesota.

This cause came on to be heard on the transcript of the record from the Supreme Court of the State of Minnesota, and was argued by counsel.

On consideration whereof, It is now here ordered and adjudged by this Court that the judgment of the said Supreme Court, in this cause, be, and the same is hereby, affirmed with costs.

Per Mr. Chief Justice Hughes.

Dissenting opinion by Mr. Justice Sutherland in which Mr. Justice Van Devanter, Mr. Justice McReynolds, and Mr. Justice Butler concur.

The Chief Justice announced the following orders of the Court:

Charles R. Archerd,

Appellant, Appeal from the Supreme Court of the

602 vs. State of Oregon.

The State of Oregon.

This cause came on to be heard on the transcript of the record from the Supreme Court of the State of Oregon, and was argued by counsel.

On consideration whereof, It is now here ordered and adjudged by this Court that the appeal herein be, and the same is hereby, dismissed for the want of jurisdiction.

Per Mr. Chief Justice Hughes.

Charles Agles, Appellant, Appeal from the Supreme Court of the

665 vs. State of Illinois.

Stolze Lumber Company.

This cause came on to be heard on the transcript of the record from the Supreme Court of the State of Illinois, and on motion to dismiss or affirm which was argued by counsel.

On consideration whereof, It is now here ordered by this Court that the said motion to dismiss the appeal herein be, and the same is hereby, granted.

And it is further ordered that the appeal herein be, and the same is hereby, dismissed for the want of jurisdiction.

Per Mr. Chief Justice Hughes.

Charles Agles, Appellant, Appeal from the Supreme Court of the

665 vs. State of Illinois.

Stolze Lumber Company.

Treating the appeal papers herein from the Supreme Court of the State of Illinois as an application for a writ of certiorari;

On consideration whereof, It is ordered by this Court that the said application for writ of certiorari be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Della Schmeling, Appellant, vs. The F. W. Woolworth Company. Appeal from the Supreme Court of the State of Kansas.

664

This cause came on to be heard on the transcript of the record from the Supreme Court of the State of Kansas, and on motion to dismiss which was argued by counsel.

On consideration whereof, It is now here ordered by this Court that the motion to dismiss the appeal herein be, and the same is hereby, granted.

And it is further ordered that the appeal herein be, and the same is hereby, dismissed for the want of a substantial Federal question.

Per Mr. Chief Justice Hughes.

The State of Vermont, vs. The State of New Hampshire. DECREE.

2, Original.

This cause, having been submitted upon the pleadings, proofs and exhibits, and upon the report of the Special Master, and having been argued by counsel, and this Court, on May 29, 1933, having rendered its opinion sustaining the findings of the Special Master as to the location of the true boundary line between the two States, parties hereto,

IT IS ORDERED, ADJUDGED AND DECREED: *First.* That the boundary line between the State of Vermont and the State of New Hampshire is hereby established as a line beginning at the apex of the granite monument which marks the southeast corner of Vermont and the southwest corner of New Hampshire, erected in 1897 under the supervision of Commissioners of the two States, at low water mark on the west side of the Connecticut River and extending thence northerly along the western side of the river at low water mark, as the same is or would be if unaffected by improvements on the river, to the southerly line of the Town of Pittsburgh, New Hampshire. Such low water mark is hereby defined as the line drawn at the point to which the river recedes at its lowest stage, without reference to, and unaffected by extreme droughts, but subject to such changes as may hereafter be effected by erosion or accretion.

Second. That such boundary line at low water mark shall forthwith be definitely located and marked on the ground, as hereinafter provided, at named points on said boundary line, on the western side of the Connecticut River, which points have been selected and agreed upon by stipulation entered into by the parties hereto, pursuant to order of this Court of October 10, 1933, as follows:

1. The monument marking the southwest corner of New Hampshire and southeast corner of Vermont, commonly called the "Mud Turtle" and the Brattleboro-Dummerston, Vermont town line.
2. The Walpole, New Hampshire-Westminster, Vermont Bridge.
3. The Westminster-Rockingham Vermont town line and a point one hundred (100) feet north of the Cheshire bridge (Charlestown, N. H.-Springfield, Vt.).
4. The Claremont-Ascutneyville Bridge (Claremont, N. H.-Weathersfield, Vt.).
5. The Boston & Maine Railroad Bridge (Cornish, N. H.-Windsor, Vt.).
6. The Cornish Toll Bridge (Cornish, N. H.-Windsor, Vt.).
7. A point five hundred (500) feet south of the Sumner's or Water Quechee Falls Canal (Plainfield, N. H.-Hartland, Vt.) and

8. The Boston & Maine Railroad Bridge (Lebanon, N. H.-Hartford, Vt.).

9. The Lyman Bridge (Lebanon, N. H.-Hartford, Vt.).

10. A point one thousand (1000) feet south of the Wilder Dam (Lebanon, N. H.-Hartford, Vt.) and a point one thousand (1000) feet north of the Ledyard Bridge (Hanover, N. H.-Norwich, Vt.).

11. The Gilbert Bridge (Lyme, N. H.-Thetford, Vt.).

12. The Lyme-Northboro Bridge (Lyme, N. H.-Thetford, Vt.).

13. The Orford Bridge (Orford, N. H.-Fairlee, Vt.).

14. The Piermont Bridge (Piermont, N. H.-Bradford, Vt.).

15. The Bedell Bridge (Haverhill, N. H.-Newbury, Vt.).

16. The Keyes Steel Highway Bridge (Haverhill, N. H.-Newbury, Vt.).

17. A point one hundred (100) feet south of Hales or Howard Island (Haverhill, N. H.) and the point of the "Narrows" (Bath, N. H.-Ryegate, Vt.).

18. A point one thousand (1000) feet south of the Ryegate Paper Company's dam (Bath, N. H.-Ryegate, Vt.), and a point one hundred (100) feet north of the Moses Blake Ferry (Dalton, N. H.-Lunenburg, Vt.).

19. The South Lancaster Bridge (Lancaster, N. H.-Lunenburg, Vt.).

20. The North Lancaster Bridge (Lancaster, N. H.-Guildhall, Vt.).

21. The Maine Central Railroad Bridge (Lancaster, N. H.-Guildhall, Vt.).

22. A point five hundred (500) feet south of the Wyoming Paper Company or Hall & Richter Paper Company dam (Northumberland, N. H.-Guildhall, Vt.) and a point opposite the mouth of the Upper Ammonoosuc River (Northumberland, N. H.).

23. The Stratford Hollow Bridge (Stratford, N. H.-Maidstone, Vt.).

24. The Maine Central Railroad Bridge (Stratford, N. H.-Brunswick, Vt.), and a point five thousand (5000) feet north of Lyman Falls Power Company's dam (Columbia, N. H.-Bloomfield, Vt.).

25. The Columbia Bridge (Columbia, N. H.-Lemington, Vt.) and a point two thousand (2000) feet north of said bridge.

26. The Colebrook Bridge (Colebrook, N. H.-Lemington, Vt.).

27. The Colebrook-Stewartstown, N. H. town line, and the Canaan, Vt., Pittsburg, N. H. town line.

28. The northeast corner of Vermont.

29. All dams, bridges and ferries.

Third. Samuel S. Gannett, Esq., is hereby appointed Special Commissioner to locate and mark upon the ground the boundary line, at the points specified herein, and to make record of the point so marked with all convenient speed. The reasonable compensation and expenses of the Commissioner, as allowed by this Court, and all other costs incident to the location and marking of such boundary line and making record thereof as provided herein shall be paid by the two States, in equal shares.

Fourth. Before entering upon the discharge of his duties, the Commissioner shall be duly sworn to perform fairly, impartially, and without prejudice or bias the duties imposed upon him, said oath to be taken before the Clerk of this Court, or before the Clerk of the District Court of the United States for the District of the said Commissioner's residence, or for the District of New Hampshire, or for the District of Vermont, and returned with his report. The Commissioner is authorized to adopt all usual and reasonable methods to ascertain the true location of the said boundary line, including reference to the record, transcript and evidence in this cause, and the taking of new evidence, oral or documentary, under oath; but in the event new evidence is taken the parties shall be notified and permitted to be present and cross-examine the

witnesses; and all evidence taken by the Commissioner, and all exceptions thereto, and action thereon, shall be preserved and certified and returned with his report. The Commissioner shall mark the points upon the boundary line as designated herein with permanent monuments, erected by him or under his direction, and wherever he shall deem it necessary or desirable to do so such monuments may be established upon the fast upland and shall be suitably inscribed to indicate by distances and courses therefrom the point on the boundary line as it is fixed at the time of the erection of such monument. He shall, upon completion of the location and marking of such points on the boundary line, report to this Court, describing the several monuments established, and their location and their distances and courses to the boundary, and his determinations shall be subject in all respects to the approval of this Court. A copy of his report shall be promptly delivered to the Clerk of this Court and to the Attorneys General of the two States, and exceptions or objections, if any, to such report shall be presented to this Court, or, if it is not in session, filed with the Clerk within forty (40) days after the delivery of such report. On approval by this Court of such report, the Commissioner shall be discharged.

Fifth. In the event that either State shall hereafter desire additional points on the boundary line to be located and marked, or any points to be relocated and remarked where the boundary has been affected by erosion or accretion, this Court will, upon application, appoint a Commissioner for the purpose.

Sixth. The State of Vermont, its officers, agents and representatives, its citizens, and all other persons, are perpetually enjoined from disputing the sovereignty, jurisdiction and dominion of New Hampshire over the territory adjudged to her by this decree; and the State of New Hampshire, its officers, agents and representatives, its citizens, and all other persons, are perpetually enjoined from disputing the sovereignty, jurisdiction and dominion of Vermont over the territory adjudged to her by this decree.

Seventh. The costs of this suit will be equally divided between the States, and this case is retained on the docket for further orders, in fulfillment of the provisions of this decree.

By the Court.

Per Mr. Chief Justice Hughes.

The Chief Justice said:

"The other orders of the Court appear upon the list certified to by the Chief Justice and filed with the clerk and will not be announced orally."

— Original.

Ex Parte: W. Wilbur Miller, et al., Petitioners.

On consideration of the motion for leave to file a petition for writ of mandamus or prohibition herein,

It is ordered by this Court that the said motion be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

— Original.

Ex Parte: Rocco Di Pippa, Petitioner.

On consideration of the motion for leave to file a petition for writ of habeas corpus herein,

It is ordered by this Court that the said motion be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

The Principality of Monaco, Plaintiff,

— Original. vs.

The State of Mississippi.

A rule is ordered to issue, returnable on Monday, February 5 next, requiring the defendant to show cause why the motion for leave to file the declaration herein should not be granted.

Per Mr. Chief Justice Hughes.

Fred Poffenbarger, Petitioner,

675 vs.

A. G. Aderhold, Warden, etc.,

On consideration of the motion for leave to proceed further herein in forma pauperis,

It is ordered by this Court that the said motion be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Fred Poffenbarger, Petitioner,
675 vs.
A. C. Aderhold, Warden, U. S. Penitentiary, Atlanta, Georgia.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Fifth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Fifth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

James Davis, Petitioner,
677 vs.
T. P. Hollowell, Warden, etc.

On consideration of the motion for leave to proceed further herein in forma pauperis,

It is ordered by this Court that the said motion be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

James Davis, Petitioner,
677 vs.
T. P. Hollowell, Warden of the Iowa State Penitentiary at Fort Madison, Iowa.

On petition for writ of certiorari to the Supreme Court of the State of Iowa.

On consideration of the petition for a writ of certiorari herein to the Supreme Court of the State of Iowa, and of the argument of counsel thereupon had,

It is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

J. B. Gully, State Tax Collector, et al., Appellants,

651 vs.

Interstate Natural Gas Company.

In this case probable jurisdiction is noted.

Per Mr. Chief Justice Hughes.

Hartford Accident & Indemnity Company, et al., Appellants,

650 vs.

Delta & Pine Land Company.

Further consideration of the question of the jurisdiction of this Court in this case is postponed to the hearing of the case on the merits.

Per Mr. Chief Justice Hughes.

F. J. Utley and D. T. Utley, Appellants,

627 vs.

City of St. Petersburg, Florida.

Further consideration of the question of the jurisdiction of this Court in this case is postponed to the hearing of the case on the merits.

Per Mr. Chief Justice Hughes.

William J. McCarrity, Administrator

C. T. A., etc., Appellant,

635 vs.

Delaware River Bridge Commission, et al.

Further consideration of the question of the jurisdiction of this Court in this case and of the motion to dismiss is postponed to the hearing of the case on the merits.

Per Mr. Chief Justice Hughes.

Radio Corporation of America, American Telephone and Telegraph Company and DeForest Radio Company, Petitioners,
619 vs.
Radio Engineering Laboratories, Inc.

Order allowing certiorari.

The petition herein for a writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit is granted. And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Justice Van Devanter.

The Chief Justice took no part in the consideration or decision of this application.

Electric Cable Joint Company, Petitioner,
611 vs.
Brooklyn Edison Company, Inc.

Order allowing certiorari.

The petition herein for a writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit is granted. And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

Chris Larsen, Petitioner,
614 vs.
Northland Transportation Company Charterer of the American Motor Vessel "Norco."

Order allowing certiorari.

The petition herein for a writ of certiorari to the United States Circuit Court of Appeals for the Ninth Circuit is granted. And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

Philadelphia Fire & Marine
Insurance Company, Petitioner,
590 vs.
The United States.

On petition for writ of certiorari to the Court of Claims.

On consideration of the petition for a writ of certiorari herein to the Court of Claims and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Cable Radio Tube Corporation,
Petitioner,
622 vs.
Radio Corporation of America and
General Electric Company.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Second Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Cable Radio Tube Corporation,
Petitioner,
623 vs.
Radio Corporation of America,
General Electric Company, et al.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Second Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

E. L. Junod, Petitioner,
571 vs.
Court Smith, Warden of the California State Prison at Folsom.

On petition for writ of certiorari to the Supreme Court of the State of California.

On consideration of the petition for a writ of certiorari herein to the Supreme Court of the State of California, and of the argument of counsel thereupon had,

It is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Langdon Cheves, et al.,
Petitioners,
593 vs.
E. B. Whitehead, as United States Game Protector.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Fifth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Fifth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

State Consolidated Oil Company,
Petitioner,
596 vs.
Guy T. Helvering, as Commissioner of Internal Revenue.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Ninth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Ninth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Children's Home Society of West Virginia, Petitioner,
599 vs.
James M. Swan, Receiver of the Union National Bank of Fairmont, et al.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Fourth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Fourth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Standard Dredging Company and National Dredging Company, Petitioners,
603 vs.
Julius Kristiansen.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Second Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

John D. Roney, Petitioner,
604 vs.
Guy T. Helvering, Commissioner of Internal Revenue.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Fourth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Fourth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Morris Schapiro, Petitioner,
605 vs.
Guy T. Helvering, Commissioner of Internal Revenue.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Fourth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Fourth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Highway Engineering & Construction Company, Inc., Petitioner,
612 vs.
Hillsborough County, Florida.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Fifth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Fifth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

James S. Darcy, Archibald B. Gwathmey, et al., Executors of the Estate of James Temple Gwathmey, Petitioners,
607 vs.
Commissioner of Internal Revenue.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Second Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Gabriel Vigorito,
Petitioner,
615 vs.
The United States of America.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Second Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Frank X. Pfaffinger,
Petitioner,
620 vs.
The United States of America.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Ninth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Ninth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Mutual Lumber Company, Petitioner,
621 vs.
Burns Poe, Collector of Internal Revenue of the United States for the District of Washington.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Ninth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Ninth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Elijah W. Jamerson and Otto F. Leman,

Petitioners,

624 vs.

The United States of America.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Seventh Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Seventh Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Standard Oil Company of Indiana,

Petitioner,

628 vs.

The City of Sedalia, at the Relation and to the Use of George Bauman.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Eighth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Eighth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Shell Petroleum Corporation,

Petitioner,

629 vs.

The City of Sedalia, at the Relation and to the Use of George Bauman.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Eighth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Eighth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Skelly Oil Company, Petitioner, On petition for writ of certiorari
630 vs. to the United States Circuit Court
The City of Sedalia, at the Relation of Appeals for the Eighth Circuit.
and to the Use of George Bauman.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Eighth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Sinclair Refining Company,
Petitioner, On petition for writ of certiorari
631 vs. to the United States Circuit Court
The City of Sedalia, at the Relation of Appeals for the Eighth Circuit.
and to the Use of George Bauman.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Eighth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

White Eagle Oil and Refining
Company, et al., Petitioners, On petition for writ of certiorari
632 vs. to the United States Circuit Court
The City of Sedalia, at the Relation of Appeals for the Eighth Circuit.
and to the Use of George Bauman.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Eighth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Mid-Continent Petroleum Corporation,

Petitioner,

633 vs.

The City of Sedalia, at the Relation and to the Use of George Gauman.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Eighth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Eighth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

National Refining Company,

Petitioner,

634 vs.

The City of Sedalia, at the Relation and to the Use of George Bauman.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Eighth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Eighth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

The State of Wisconsin, et al., Complainants,
5, Original. vs.
The State of Illinois, et al.;

The State of Michigan, et al., Complainants,
7, Original. vs.
The State of Illinois, et al.;

The State of New York, et al., Complainants,
8, Original. vs.
The State of Illinois, et al.

The semi-annual report of the defendant Sanitary District of Chicago, dated January 1, 1934, was presented to the Court.

The Commonwealth of Pennsylvania, Complainant,

18, Original. vs.

The State of Arkansas.

The motion of defendant for additional time within which to file answer herein, was submitted to the Court by Mr. Hal L. Norwood and Mr. Walter L. Pope for the defendant.

19, Original.

Ex parte: L. W. Baldwin, et al., Petitioners.

The return to the rule to show cause herein was presented to the Court.

United States of America, ex rel.
Frank or Franjo Boric or Borich,
Petitioner, On writ of certiorari to the United
576 vs. States Circuit Court of Appeals for
William H. Marshall, District the Third Circuit.
Director of Immigration.

It appearing to the Court that counsel for the petitioner have filed a motion to dismiss the writ of certiorari in this cause;

Therefore, pursuant to said motion, it is ordered by this Court that the writ of certiorari in this cause be, and the same is hereby, dismissed.

Per Mr. Chief Justice Hughes.

Proclamation being made the Court is adjourned until tomorrow at 12 o'clock.

Pursuant to adjournment the Court met at the Capitol.

PRESENT:

The Honorable Charles E. Hughes, Chief Justice,
James C. McReynolds,
Louis D. Brandeis,
George Sutherland,
Pierce Butler, Associate Justices.
Harlan F. Stone,
Owen J. Roberts,
Benjamin N. Cardozo,
Frank K. Green, Esquire, Marshal,
Charles Elmore Cropley, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. Rollin Browne, It is ordered that Floyd F. Toomey, Esquire, of Seattle, State of Washington, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. John H. Lee, It is ordered that Bernard A. Schroeder, Esquire, of Chicago, State of Illinois, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Charles R. Fenwick, It is ordered that Thos. Gibson Hobbs, Esquire, of Lynchburg, State of Virginia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Robert Ewing Thomason, It is ordered that Alfred Petsch, Esquire, of Fredericksburg, State of Texas, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Richard A. Ford, It is ordered that Charles H. Brown, Esquire, of New York City, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Carl H. Richmond, It is ordered that Wm. F. Way, Esquire, of St. Petersburg, State of Florida, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. James Hardin Peterson, It is ordered that Miles Ventress, Esquire, of Miami, State of Florida, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Charles Sumner Lobingier, It is ordered that Albert E. Lewis, Esquire, of Boston, State of Massachusetts, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

State of Alabama, Complainant,
— Original. vs.
State of Arizona, et al.

This case was argued on the Rules and Returns by Mr. William Logan Martin for the complainant, and by Mr. William A. Schnader and Mr. Raymond T. Nagle for the defendants. Motion to amend bill of complaint herein was submitted by Mr. William Logan Martin for the complainant.

State of New Jersey, Complainant,
13, Original. vs.
State of Delaware.

Four hours were allowed for oral argument. The argument on the exceptions to the Report of the Special Master was commenced by Mr. Duane M. Minard for the complainant and continued by Mr. George S. Hobart for the complainant and by Mr. Clarence A. Southerland for the defendant.

Proclamation being made the Court is adjourned until tomorrow at 12 o'clock.

Pursuant to adjournment the Court met at the Capitol.

PRESENT:

The Honorable Charles E. Hughes, Chief Justice,
Willis Van Devanter,
James C. McReynolds,
Louis D. Brandeis,
George Sutherland, Associate Justices.
Pierce Butler,
Harlan F. Stone,
Owen J. Roberts,
Benjamin N. Cardozo,
Frank K. Green, Esquire, Marshal,
Charles Elmore Cropley, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. Abbot P. Mills, It is ordered that Leonard L. Cowan, Esquire, of Chicago, State of Illinois, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Otto B. Rupp, It is ordered that DeWolfe Emory, Esquire, of Seattle, State of Washington, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Arthur E. Cook, It is ordered that Pedro P. Semsem, Esquire, of Washington, District of Columbia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Geo. A. Meyser, It is ordered that Irvin C. Levin, Esquire, of Omaha, State of Nebraska, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

State of New Jersey, Complainant,
13, Original. vs.
State of Delaware.

The argument of this case on the exceptions to the Report of the Special Master continued by Mr. Clarence A. Southerland for the defendant, and concluded by Mr. Duane E. Minard for the complainant.

Manhattan Properties, Inc., Petitioner,
505 vs.
Irving Trust Company as Trustee etc.;
Samuel R. Brown, et al., Petitioners,
506 vs.
Irving Trust Company as Trustee, etc.

These cases were argued by Mr. William D. Mitchell for the petitioners, and by Mr. Frederick H. Wood for the respondent.

James B. Moore, Petitioner,
173 vs.
The Chesapeake & Ohio Railway Company.

The argument of this case was commenced by Mr. Edward Davidson for the petitioner.

Proclamation being made the Court is adjourned until tomorrow at 12 o'clock.

THURSDAY, JANUARY 11, 1934

Pursuant to adjournment the Court met at the Capitol.

PRESENT:

The Honorable Charles E. Hughes, Chief Justice,
Willis Van Devanter,
James C. McReynolds,
Louis D. Brandeis,
George Sutherland, Associate Justices.
Pierce Butler,
Harlan F. Stone,
Owen J. Roberts,
Benjamin N. Cardozo,
Frank K. Green, Esquire, Marshal,
Charles Elmore Cropley, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. Otto B. Rupp, It is ordered that Walter L. Baumgartner, Esquire, of Seattle, State of Washington, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Jones T. Prowell, It is ordered that Joseph Merrick Jones, Esquire, of New Orleans, State of Louisiana, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Isadore Hershfield, It is ordered that Maurice E. Cohen, Esquire, of Philadelphia, State of Pennsylvania, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

James B. Moore, Petitioner,
173 vs.
The Chesapeake & Ohio Railway Company.

The argument of this case was continued by Mr. Albert H. Cole for the respondent and concluded by Mr. Edward Davidson for the petitioner.

Augustus P. Norton, Deputy Commissioner, United States Employees' Compensation Commission, Petitioner,
178 vs.
Vesta Coal Company.

This case was argued by Mr. Assistant Solicitor General MacLean for the petitioner, and by Mr. Wm. A. Challener for the respondent.

Federal Trade Commission, Petitioner,
194 vs.
R. F. Keppel & Brother, Inc.

This case was argued by Mr. Assistant Attorney General Stephens for the petitioner, and by Mr. George E. Elliott for the respondent.

The United States, Petitioner,
224 vs.
Provident Trust Company, as Administrator, etc.

The argument of this case was commenced by Mr. Solicitor General Biggs for the petitioner, and continued by Mr. Joseph Carson for the respondent.

Proclamation being made the Court is adjourned until tomorrow at 12 o'clock.

Pursuant to adjournment the Court met at the Capitol.

PRESENT:

The Honorable Charles E. Hughes, Chief Justice,
Willis Van Devanter,
James C. McReynolds,
Louis D. Brandeis,
George Sutherland, Associate Justices.
Pierce Butler,
Harlan F. Stone,
Owen J. Roberts,
Benjamin N. Cardozo,
Frank K. Green, Esquire, Marshal,
Charles Elmore Cropley, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. Tilman B. Parks, It is ordered that William F. Denman, Esquire, of Prescott, State of Arkansas, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Joseph W. Bailey, It is ordered that Hubbard Scott Caven, Esquire, of Marshall, State of Texas, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. R. Granville Curry, It is ordered that Dwight L. Shouse, Esquire, of Indianapolis, State of Indiana, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Carson L. Taylor, It is ordered that Willis J. O'Brien, Esquire, of Des Moines, State of Iowa, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

The United States, Petitioner,
224 vs.
Provident Trust Company, an
Administrator, etc.

The argument of this case was continued by Mr. Joseph Carson for the respondent, and concluded by Mr. Solicitor General Biggs for the petitioner.

Hartford Accident & Indemnity
Company, et al., Appellants,
239 vs.
N. O. Nelson Manufacturing Company.

This case was argued by Mr. L. Barrett Jones for the appellants, and by Mr. Gerard H. Brandon for the appellee.

Standard Oil Company of California,
Appellant,
347 vs.
The People of the State of California.

This case was argued by Mr. W. K. Butler, Jr., for the appellant, and by Mr. H. H. Linney and Mr. U. S. Webb for the appellee.

Puget Sound Power & Light Company, Appellant,
344 vs.
The City of Seattle;
Seattle Gas Company, Appellant,
359 vs.
The City of Seattle.

The argument of these cases was commenced by Mr. Clarence R. Innis for the appellant in No. 344; and continued by Mr. De Wolfe Emory for the appellant in No. 359.

Proclamation being made the Court is adjourned until Monday next at 12 o'clock.

MONDAY, JANUARY 15, 1934.-

Pursuant to adjournment the Court met at the Capitol.

PRESENT:

The Honorable Charles E. Hughes, Chief Justice,
James C. McReynolds,
Louis D. Brandeis,
George Sutherland,
Pierce Butler, Associate Justices.
Harlan F. Stone,
Owen J. Roberts,
Benjamin N. Cardozo,
Frank K. Green, Esquire, Marshal,
Charles Elmore Cropley, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. William H. Thompson, It is ordered that Leslie N. Jones, Esquire, of Chicago, Illinois, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Jo. V. Morgan, It is ordered that David Nelson Sutton, Esquire, of West Point, State of Virginia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Frank J. Wideman, It is ordered that Stella Akin, of Savannah, State of Georgia, be admitted to practice as an Attorney and Counsellor of this Court, and she was sworn accordingly.

On motion first made to the Court in this behalf by Mr. C. C. Dill, It is ordered that John J. Kennett, Esquire, of Seattle, State of Washington, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. U. Bon Geaslin, It is ordered that Lester Rabbino, Esquire, of Brooklyn, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Solicitor General Biggs, It is ordered that Zenobian Ilmer Walser, Esquire, of High Point, State of North Carolina, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Solicitor General Biggs, It is ordered that Wm. H. Bobbitt, Esquire, of Charlotte, State of North Carolina, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Sidney S. Alderman, It is ordered that Don A. Walser, Esquire, of Lexington, State of North Carolina, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Solicitor General Biggs, It is ordered that John Raymond McCrary, Esquire, of Lexington, State of North Carolina, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. E. Hilton Jackson, It is ordered that Frederic White Shepard, Esquire, of Woodmere, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

The Chief Justice said:

"The Court learns with deep sorrow of the death of Mrs. Edward Douglass White, widow of the late Chief Justice of this Court. The Court is advised that funeral ceremonies will be held in Washington, Wednesday next at 10 o'clock in the forenoon. The members of the Court will be present to show appropriate respect to her memory."

Arthur M. Brown,

Petitioner,

187 vs.

Guy T. Helvering, Commissioner of Internal Revenue.

On writ of certiorari to the United States Circuit Court of Appeals for the Ninth Circuit.

This cause came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Ninth Circuit, and was argued by counsel.

On consideration whereof, It is ordered and adjudged by this Court that the judgment of the said United States Circuit Court of Appeals, in this cause, be, and the same is hereby, affirmed; and that this cause be, and the same is hereby, remanded to the said Circuit Court of Appeals.

Per Mr. Justice Brandeis.

Guy T. Helvering, Commissioner of Internal Revenue, Petitioner,

225 vs.

Otto H. Falk, et al., Executors of the Estate of Charles F. Pfister, Deceased.

On writ of certiorari to the United States Circuit Court of Appeals for the Seventh Circuit.

This cause came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Seventh Circuit, and was argued by counsel.

On consideration whereof, It is ordered and adjudged by this Court that the judgment of the said United States Circuit Court of Appeals, in this cause, be, and the same is hereby, affirmed; and that this cause be, and the same is hereby, remanded to the said Circuit Court of Appeals.

Per Mr. Justice McReynolds.

Dissenting opinion by Mr. Justice Stone in which Mr. Justice Brandeis and Mr. Justice Cardozo concur.

Marshall S. Reynolds, Individually and as Collector of Internal Revenue, Petitioner,

227 vs.

Richard F. Cooper.

On writ of certiorari to the United States Circuit Court of Appeals for the Tenth Circuit.

This cause came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Tenth Circuit, and was argued by counsel.

On consideration whereof, It is ordered and adjudged by this Court that the judgment of the said United States Circuit Court of Appeals, in this cause, be, and the same is hereby, affirmed with costs; and that this cause be, and the same is hereby, remanded to the District Court of the United States for the District of Wyoming.

Per Mr. Justice McReynolds.

Mr. Justice Brandeis, Mr. Justice Stone, and Mr. Justice Cardozo concur in the result.

Marshall S. Reynolds, Individually and as Collector of Internal Revenue, Petitioner, vs. Barbara V. Cooper.

228 — On writ of certiorari to the United States Circuit Court of Appeals for the Tenth Circuit.

This cause came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Tenth Circuit, and was argued by counsel.

On consideration whereof, It is ordered and adjudged by this Court that the judgment of the said United States Circuit Court of Appeals, in this cause, be, and the same is hereby, affirmed with costs; and that this cause be, and the same is hereby, remanded to the District Court of the United States for the District of Wyming.

Per Mr. Justice McReynolds.

Mr. Justice Brandeis, Mr. Justice Stone, and Mr. Justice Cardozo concur in the result.

Marshall S. Reynolds, Individually and as Collector of Internal Revenue, Petitioner, vs. Richard F. Cooper and Barbara V. Cooper.

229 — On writ of certiorari to the United States Circuit Court of Appeals for the Tenth Circuit.

This cause came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Tenth Circuit, and was argued by counsel.

On consideration whereof, It is ordered and adjudged by this Court that the judgment of the said United States Circuit Court of Appeals, in this cause, be, and the same is hereby, affirmed with costs; and that this cause be, and the same is hereby, remanded to the District Court of the United States for the District of Wyoming.

Per Mr. Justice McReynolds.

Mr. Justice Brandeis, Mr. Justice Stone, and Mr. Justice Cardozo concur in the result.

Pigeon River Improvement, Slide & Boom Company, Appellant, vs. Charles W. Cox, Limited. 126

Appeal from the United States Circuit Court of Appeals for the Eighth Circuit.

This cause came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Eighth Circuit, and was argued by counsel.

On consideration whereof, It is ordered and adjudged by this Court that the judgment of the said United States Circuit Court of Appeals, in this cause, be, and the same is hereby, reversed with costs; and that this cause be, and the same is hereby, remanded to the District Court of the United States for the District of Minnesota for further proceedings in conformity with the opinion of this Court.

Per Mr. Chief Justice Hughes.

Guy T. Helvering, Commissioner of Internal Revenue, Petitioner, vs. Charles J. Canfield. 158

On writ of certiorari to the United States Circuit Court of Appeals for the Seventh Circuit.

This cause came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Seventh Circuit, and was argued by counsel.

On consideration whereof, It is ordered and adjudged by this Court that the judgment of the said United States Circuit Court of Appeals, in this cause, be, and the same is hereby, reversed; and that this cause be, and the same is hereby, remanded to the said Circuit Court of Appeals for further proceedings in conformity with the opinion of this Court.

Per Mr. Chief Justice Hughes.

William H. Thorsen,

Petitioner, On writ of certiorari to the United

212 vs. States Circuit Court of Appeals for

Guy T. Helvering, Commissioner of the Ninth Circuit.

Internal Revenue.

This cause came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Ninth Circuit, and was argued by counsel.

On consideration whereof, It is ordered and adjudged by this Court that the judgment of the said United States Circuit Court of Appeals, in this cause, be, and the same is hereby, affirmed; and that this cause be, and the same is hereby, remanded to the said Circuit Court of Appeals.

Per Mr. Chief Justice Hughes.

Nannie May Williams,

Petitioner, On writ of certiorari to the United

208 vs. States Circuit Court of Appeals for

The Union Central Life Insurance the Fifth Circuit.

Company.

This cause came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Fifth Circuit, and was argued by counsel.

On consideration whereof, It is ordered and adjudged by this Court that the judgment of the said United States Circuit Court of Appeals, in this cause, be, and the same is hereby, affirmed with costs; and that this cause be, and the same is hereby, remanded to the District Court of the United States for the Northern District of Texas.

Per Mr. Chief Justice Hughes.

The Chief Justice said:

"The other orders of the Court appear upon the list certified to by the Chief Justice and filed with the Clerk and will not be announced orally."

Augustus P. Horton, Deputy Commissioner,
United States Employees' Compensation Commission,
Petitioner,
vs.
Vesta Coal Company.

On writ of certiorari to the United States Circuit Court of Appeals for the Third Circuit.

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This cause came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Third Circuit, and was argued by counsel.

It appearing to the Court that the Government has now adopted the conclusion that the decision below is correct and no substantial controversy is presented at the bar of this Court.

Therefore, It is ordered by this Court that the writ of certiorari herein be, and the same is hereby, dismissed.

Per Mr. Chief Justice Hughes.

The State of Wisconsin, et al., Complainants,
5, Original. vs.
The State of Illinois and Sanitary District of Chicago, et al.;

The State of Michigan, et al., Complainants,
7, Original. vs.
The State of Illinois and Sanitary District of Chicago, et al.;

The State of New York, et al., Complainants,
8, Original. vs.
The State of Illinois and Sanitary District of Chicago, et al.

Order.

The semi-annual report of the Sanitary District of Chicago dated January 1, 1934, is received and ordered to be filed.

Per Mr. Chief Justice Hughes.

The Commonwealth of Pennsylvania,

Complainant,

18, Original. vs.

The State of Arkansas.

On consideration of the motion of the defendant for thirty days additional time within which to file its answer in this cause,

It is ordered by this Court that the said motion be, and the same is hereby, granted.

Per Mr. Chief Justice Hughes.

19, Original.

Ex parte: L. W. Baldwin and Guy A. Thompson, Trustees, et al.

Order.

Upon consideration of the return of the respondent, Hon. Thomas M. Kennerly, Judge of the District Court of the United States for the Southern District of Texas, to the rule to show cause heretofore issued herein, it is ordered that this cause be assigned for oral argument upon the rule and return on Monday, February 12th next. It is further ordered that Tyrell & Garth Investment Company, the plaintiff in the District Court of Harris County, Sixty-First Judicial District of Texas, in the cause there pending entitled Tyrell & Garth Investment Company v. Houston North Shore Railway Company, et al., be, and it is hereby, granted leave to appear in this Court in this cause, to file briefs, and to participate in the oral argument.

Per Mr. Chief Justice Hughes.

Harry Hackworth, Petitioner,

674 vs.

A. C. Aderhold, Warden, U. S. Penitentiary, Atlanta, Georgia.

On consideration of the motion for leave to proceed further herein in forma pauperis,

It is ordered by this Court that the said motion be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Harry Hackworth, Petitioner,
674 vs.
A. C. Aderhold, Warden, U. S. Penitentiary, Atlanta, Georgia.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Fifth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Fifth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

The United States of America, ex rel. Alfred R. Nerbonne, Petitioner,
704 vs.
Henry C. Hill, as Warden, United States Northeastern Penitentiary, Lewisburg, Pa.

On consideration of the motion for leave to proceed further herein in forma pauperis,

It is ordered by this Court that the said motion be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

The United States of America, ex rel.
Alfred R. Nerbonne, Petitioner,
704 vs.
Henry C. Hill, as Warden, United States Northeastern Penitentiary, Lewisburg, Pa.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Third Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Third Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Gilbert Franklin Poole, an Insane Person, by Charles Lee Coggin, His General Guardian, Petitioner,

667 vs.

The United States of America.

On consideration of the motion for leave to proceed further herein in forma pauperis,

It is ordered by this Court that the said motion be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Gilbert Franklin Poole, an Insane Person, by Charles Lee Coggin, His General Guardian, Petitioner,

667 vs.

The United States of America.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Fourth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Fourth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Charles E. Gay, Jr., Receiver of Savannah & Atlanta Railway, Petitioner,

663 vs.

Major Ruff.

Order allowing certiorari.

The petition herein for a writ of certiorari to the United States Circuit Court of Appeals for the Fifth Circuit is granted, and the case is assigned for argument on Monday, February 12, next, immediately following No. 19, Original, Ex Parte: L. W. Baldwin and Guy A. Thompson, Trustees, etc., et al., Petitioners.

And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

John N. Minnich, Petitioner,
669 vs.
Russell Gardner, et al., Intervening Creditors and D. C. Reiley, Trustee of King Motor Co., Bankrupt.

Order allowing certiorari.

The petition herein for a writ of certiorari to the United States Circuit Court of Appeals for the Third Circuit is granted. And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

Lucas T. Harter, Receiver, Hawkins Mortgage Company, Petitioner,
594 vs.
Warrack Wallace, Trustee, Hawkins Mortgage Company, et al.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Seventh Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Seventh Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Lucas T. Harter, Receiver, Hawkins Mortgage Company, Petitioner,
595 vs.
Warrack Wallace, Trustee, Hawkins Mortgage Company, et al.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Seventh Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Seventh Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Missouri-Kansas-Texas Railroad
Company, Petitioner,
626 vs. On petition for writ of certiorari
Walter Pleasant, Rodney A. Elward to the United States Circuit Court
and Walter Huxman, Tax Commissioners of Appeals for the Tenth Circuit.
of the State of Kansas, etc., et al.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Tenth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Traders Limited, Claimant of British
Auxiliary Schooner "Thorndyke" Her
Tackle, etc., and 2675 Packages
Containing Rye Whiskey, etc., On petition for writ of certiorari
Petitioner, to the United States Circuit Court
636 vs. of Appeals for the Third Circuit.
The United States of America.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Third Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Central Eastern Power Company,
Petitioner, On petition for writ of certiorari
638 vs. to the United States Circuit Court
Manufacturers Trust Company, Ohio of Appeals for the Sixth Circuit.
Electric Power Company, et al.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Sixth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Ohio Electric Power Company,

Petitioner,

639 vs.

The Columbus, Delaware & Marion Electric Company, et al.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Sixth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Sixth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

H. T. Cook, Henry N. Young and Trenton Trust Company, Executors of the Estate of George R. Cook, Deceased,

Petitioners,

646 vs.

Commissioner of Internal Revenue.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Third Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Third Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

J. Edgar Hustead, Receiver of the Monongahela National Bank of Brownsville, Pennsylvania, Petitioner,

647 vs.

The School District of the Borough of Brownsville.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Third Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Third Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Robert K. Cassatt, W. Plunket Stewart,
T. Johnson Ward, et al., etc.,
Petitioners,
648 vs.
The First National Bank of West New York, New Jersey.

On petition for writ of certiorari to the Court of Errors and Appeals of the State of New Jersey.

On consideration of the petition for a writ of certiorari herein to the Court of Errors and Appeals of the State of New Jersey, and of the argument of counsel thereupon had,

It is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Thomas A. Groover, Arthur C. Christie,
Edwin A. Merritt, Co-Partners,
Trading as Groover, Christie & Merritt,
Petitioners,
649 vs.
Dora E. Grubb.

On petition for writ of certiorari to the Court of Appeals of the District of Columbia.

On consideration of the petition for a writ of certiorari herein to the Court of Appeals of the District of Columbia, and of the argument of counsel thereupon had,

It is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Irving Trust Company, as Receiver of
Island Refining Company, Petitioner,
654 vs.
Companin Mexicana De Petroleo "La Libertad", S. A., et al.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Second Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Harry D. McCleary, Petitioner, vs. The United States of America. 542

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Ninth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Ninth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Harry L. Alvord, Petitioner, vs. The United States of America. 550

On petition for writ of certiorari to the United States Circuit Court of Appeals for the First Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the First Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

The Chief Justice announced the following order:

Order.

The Court will take a recess from Monday, January 22nd, to Monday, February 5th, next.

Per Mr. Chief Justice Hughes.

The New York Telephone Company, Appellant,
586 vs.
Milo R. Malthie, et al., etc.

On consideration of the motion to extend the time until February 1 next, within which to file brief in opposition to the motion to dismiss herein, It is ordered by this Court that the said motion be, and the same is hereby, granted.

Per Mr. Chief Justice Hughes.

The United States of America, Appellant,
659 vs.
Claude Chambers and Byrum Gibson.

The motion for leave to file brief of Frederic White Shepard as amicus curiae and for leave to participate in the oral argument herein was submitted by Mr. Frederic White Shepard in that behalf and the motion was denied.

The United States of America, Appellant,
659 vs.
Claude Chambers and Byrum Gibson.

The motion for leave to file brief of Wm. Sheafe Chase, as amicus curiae herein was submitted by Mr. Frederic White Shepard in that behalf and the motion was denied.

Puget Sound Power & Light Company, Appellant,
344 vs.
The City of Seattle;
Seattle Gas Company, Appellant,
359 vs.
The City of Seattle.

The argument of these cases was continued by Mr. DeWolfe Emory for the appellant in No. 359; by Mr. Walter L. Baumgartner and Mr. A. C. Van Soelen for the appellee; by Mr. Clarence R. Innis, for the appellant in No. 344; and concluded by Mr. DeWolfe Emory for the appellant in No. 359.

The Pacific Telephone and Telegraph Company, Appellant,
364 vs.
The City of Seattle, et al.

This case was argued by Mr. Otto B. Rupp for the appellant, and by Mr. Walter L. Baumgartner for the appellees.

Benjamin F. Lindheimer, and others constituting the Illinois Commerce Commission etc., et al., Appellants,
440 vs.
Illinois Bell Telephone Company;
Illinois Bell Telephone Company, Appellant,
548 vs.
Benjamin F. Lindheimer, and others constituting the Illinois Commerce Commission etc., et al.

Five hours are allowed for the argument of these cases. The argument was commenced by Mr. George I. Haight for Lindheimer, et al., and continued by Mr. Benjamin F. Goldstein for Lindheimer, et al.

TUESDAY, JANUARY 16, 1934

Pursuant to adjournment the Court met at the Capitol.

PRESENT:

The Honorable Charles E. Hughes, Chief Justice,
Willis Van Devanter,
Louis D. Brandeis,
George Sutherland,
Pierce Butler, Associate Justices.
Harlan F. Stone,
Owen J. Roberts,
Benjamin N. Cardozo,
Frank K. Green, Esquire, Marshal,
Charles Elmore Cropley, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. Eliot C. Lovett, It is ordered that Otto C. Stegemann, Esquire, of Miami, State of Florida, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mrs. Mabel Walker Willebrandt, It is ordered that Max L. Bernsteen, Esquire, of Cleveland, State of Ohio, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. B. K. Wheeler, It is ordered that Robert V. Gleason, Esquire, of Minneapolis, State of Minnesota, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. G. Ray Craig, It is ordered that Edgar C. Martin, Esquire, of Norwalk, State of Ohio, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. C. Ray Craig, It is ordered that Rex F. Bracy, Esquire, of Norwalk, State of Ohio, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

National Linen Service Corporation, Trading as Richmond Linen Supply Company, Appellant,
399 vs.
City of Lynchburg, Virginia, its Mayor, et al.

This case was submitted by Mr. Henry A. Alexander for the appellant and by Mr. T. G. Hobbs for the appellees.

Benjamin F. Lindheimer and others, constituting the Illinois Commerce Commission, etc., et al., Appellants,
440 vs.
Illinois Bell Telephone Company;
Illinois Bell Telephone Company, Appellant,
548 vs.
Benjamin F. Lindheimer and others, constituting the Illinois Commerce Commission, etc., et al.

The argument of these cases was continued by Mr. Benjamin F. Goldstein for Lindheimer, et al.; by Mr. Wm. H. Thompson and Mr. Charles M. Bracelen for Illinois Bell Telephone Company; and concluded by Mr. Benjamin F. Goldstein for Lindheimer, et al.

The United States of America, Appellant,
659 vs.
Claude Chambers and Byrum Gibson.

The argument of this case was commenced by Mr. Solicitor General Biggs for the appellant.

Proclamation being made the Court is adjourned until tomorrow at 12 o'clock.

WEDNESDAY, JANUARY 17, 1934

Pursuant to adjournment the Court met at the Capitol.

PRESENT:

The Honorable Charles E. Hughes, Chief Justice,
Willis Van Devanter,
Louis D. Brandeis,
George Sutherland,
Pierce Butler,
Harlan F. Stone,
Owen J. Roberts,
Benjamin N. Cardozo, Associate Justices.
Frank K. Green, Esquire, Marshal,
Charles Elmore Cropley, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. Samuel H. Kaufman, It is ordered that Emil Weitzner, Esquire, of New York City, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Geo. D. Welles, It is ordered that Arthur A. Gammell, Esquire, of New York City, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Geo. D. Welles, It is ordered that Earl F. Boxell, Esquire, of Toledo, State of Ohio, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Louis Titus, It is ordered that Neal Powers, Esquire, of Austin, State of Texas, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Ernest Lundeen, It is ordered that Henry H. Bank, Esquire, of Minneapolis, State of Minnesota, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. C. Ray Craig, It is ordered that Hugh C. Laughlin, Esquire, of Toledo, State of Ohio, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Solicitor General Biggs, It is ordered that Samuel J. Ervin, Jr., Esquire, of Morganton, State of North Carolina, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Robert J. Bulkley, It is ordered that Frazier Reams, Esquire, of Toledo, State of Ohio, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Robert J. Bulkley, It is ordered that Joel S. Rhinefort, Esquire, of Toledo, State of Ohio, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

The United States of America,
Appellant,

659 vs.

Claude Chambers and Byrum Gibson.

The argument of this case was continued by Mr. Solicitor General Biggs for the appellant; by Mr. Z. I. Walser and Mr. William M. Hendren for the appellees; and concluded by Mr. Solicitor General Biggs for the appellant.

Wilbur F. Booth,	The argument of these cases was com-
656 vs.	menced by Mr. William D. Mitchell for
The United States;	Booth and Amidon; continued by Mr.
Charles F. Amidon,	Solicitor General Biggs for The United
657 vs.	States; and concluded by Mr. John
The United States.	Spalding Flannery for Booth and Amidon.

Local 167 of the International	The argument of this case was commenced
Brotherhood of Teamsters, etc., et al.,	by Mr. Samuel H. Kaufman for the appel-
Appellants,	lants.
6 vs.	
The United States of America.	

Proclamation being made the Court is adjourned until tomorrow at 12 o'clock.

THURSDAY, JANUARY 18, 1934

Pursuant to adjournment the Court met at the Capitol.

PRESENT:

The Honorable Charles E. Hughes, Chief Justice,
Willis Van Devanter,
Louis D. Brandeis,
Pierce Butler,
Harlan F. Stone, Associate Justices.
Owen J. Roberts,
Benjamin N. Cardozo,
Frank K. Green, Esquire, Marshal,
Charles Elmore Cropley, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. H. Linwood Godfrey, It is ordered that Sigmund H. Steinberg, Esquire, of Philadelphia, State of Pennsylvania, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. William J. Jacobi, It is ordered that Harry Greenwald, Esquire, of Yonkers, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

Local 167 of the International Brotherhood of Teamsters, etc., et al., Appellants,

6 vs.

The United States of America.

The argument of this case was continued by Mr. Samuel H. Kaufman for the appellants, and concluded by Mr. Assistant Attorney General Stephens for the appellee.

Clark's Ferry Bridge Company,
Appellant,
274 vs.
The Public Service Commission of the Commonwealth of Pennsylvania.

This case was argued by Mr. George Ross Hull for the appellant, and by Mr. E. Everett Mather, Jr., for the appellee.

Chase National Bank of the City of New York, Successor Trustee, etc.,
Petitioner,
290 vs.
The City of Norwalk, Ohio.

The argument of this case was commenced by Mr. George D. Welles for the petitioner, and continued by Mr. C. Ray Craig for the respondent.

Pursuant to adjournment the Court met at the Capitol.

PRESENT:

The Honorable Charles E. Hughes, Chief Justice,
Willis Van Devanter,
Louis D. Brandeis,
Pierce Butler,
Harlan F. Stone, Associate Justices.
Owen J. Roberts,
Benjamin N. Cardozo,
Frank K. Green, Esquire, Marshal,
Charles Elmore Cropley, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. Harrell O. Hoagland, It is ordered that Eldred N. Mahoney, Esquire, of Washington, District of Columbia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. R. A. VanOrsdel, It is ordered that R. Gray Williams, Esquire, of Winchester, State of Virginia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Michael M. Doyle, It is ordered that John J. Malloy, Esquire, of Washington, District of Columbia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. R. Aubrey Bogley, It is ordered that Bernard L. Sheridan, Esquire, of Paola, State of Kansas, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Frank B. Hoffman, It is ordered that L. Robinson Maddox, Esquire, of Washington, District of Columbia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Donald H. McLean, It is ordered that Aaron Kaufman, Esquire, of Elizabeth, State of New Jersey, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. William Freeman, It is ordered that Wm. I. Traeger, Esquire, of Los Angeles, State of California, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Sam L. Collins, It is ordered that John H. Burke, Esquire, of Long Beach, State of California, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Clarence J. McLeod, It is ordered that Isidore G. Stone, Esquire, of Detroit, State of Michigan, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Clarence J. McLeod, It is ordered that Mark H. Birnkrant, Esquire, of Detroit, State of Michigan, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. David A. Reed, It is ordered that Leighton C. Taylor, Esquire, of Washington, District of Columbia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

Chase National Bank of the City of New York, Successor Trustee etc., Petitioner, vs. The City of Norwalk, Ohio.	The argument of this case was continued by Mr. G. Ray Craig and Mr. H. C. Laughlin for the respondent, and concluded by Mr. George D. Welles for the petitioner.
290	
Ernest C. Atkins, Appellant, vs. Hertz Drivurself Stations, Inc.	The argument of this case was commenced by Mr. John P. McGrath for the appellant. The Court declined to hear further argument.
293	
Kent-Coffey Manufacturing Company, Appellant, vs. A. J. Maxwell, Commissioner of Revenue of the State of North Carolina.	The argument of this case was commenced by Mr. Mark Squires for the appellant; continued by Mr. Dennis G. Brummitt for the appellee; and concluded by Mr. Samuel J. Ervin, Jr., for the appellant.
294	
Maxine Murray, on her own behalf, etc., Petitioner, vs. Joe Gerrick & Company, et al.	This case was argued by Mr. M. M. Doyle for the petitioner, and by Mr. Roszel C. Thomsen and Mr. Walter L. Clark for the respondent.
308	
Ida A. Van Dyke, Petitioner, vs. Guy T. Helvering, Commissioner of Internal Revenue; Cleve W. Van Dyke, Petitioner, vs. Guy T. Helvering, Commissioner of Internal Revenue.	These cases were argued by Mr. H. Brian Holland for the respondent, and the case was submitted by Mr. H. A. Bartlett and Mr. Wm. M. Brooks for the petitioner.
311	
312	

Pursuant to adjournment the Court met at the Capitol.

PRESENT:

The Honorable Charles E. Hughes, Chief Justice,
Willis Van Devanter,
Louis D. Brandeis,
George Sutherland,
Pierce Butler, Associate Justices.
Harlan F. Stone,
Owen J. Roberts,
Benjamin N. Cardozo,
Frank K. Green, Esquire, Marshal,
Charles Elmore Cropley, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. Emory H. Niles, It is ordered that Carlyle Barton, Esquire, of Baltimore, State of Maryland, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Thomas M. Baker, It is ordered that Henry A. Onofrio, Esquire, of Bradford, State of Pennsylvania, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Lewis Horatio Barnes, It is ordered that Wm. M. Keeler, Esquire, of Fresno, State of California, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Elwood H. Seal, It is ordered that Dewey Johnson Edwards, Esquire, of Washington, District of Columbia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. H. Stanley Hinrichs, It is ordered that Thomas Randolph Reyburn, Esquire, of St. Louis, State of Missouri, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. William J. Hughes, Jr., It is ordered that Herbert Alloway Huebner, Esquire, of Forest Hills, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Arthur R. Robinson, It is ordered that Edwin W. Hunter, Esquire, of South Bend, State of Indiana, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Park Trammell, It is ordered that W. H. Poe, Esquire, of Orlando, State of Florida, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mrs. Kathryn O'Laughlin McCarthy, It is ordered that Rice Gardner, Esquire, of Garnett, State of Kansas, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Claude A. Fuller, It is ordered that Joseph H. Schneider, Esquire, of Little Rock, State of Arkansas, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Claude A. Fuller, It is ordered that P. L. Robinson, Esquire, of Little Rock, State of Arkansas, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Tom Connally, It is ordered that W. P. Dumas, Esquire, of Dallas, State of Texas, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

The Chief Justice announced the following orders of the Court:

National Linen Service Corporation,
Trading as Richmond Linen Supply
Company, Appellant,
399 vs.
City of Lynchburg, Virginia, Its
Mayor, et al.

Appeal from the Supreme Court of Appeals of the State of Virginia.

This cause came on to be heard on the transcript of the record from the Supreme Court of Appeals, of the State of Virginia, and was argued by counsel.

On consideration whereof, It is now here ordered and adjudged by this Court that the judgment of the said Supreme Court of Appeals, in this cause, be, and the same is hereby, affirmed with costs.

Per Mr. Chief Justice Hughes.

Ernest C. Atkins,
Appellant,
293 vs.
Hertz Drivurself Stations, Inc.

Appeal from the Supreme Court of the State of New York, County of New York.

This cause came on to be heard on the transcript of the record from the Supreme Court of the State of New York, County of New York, and was argued by counsel.

On consideration whereof, It is now here ordered and adjudged by this Court that the judgment or order on remittitur of the said Supreme Court, in this cause, be, and the same is hereby, affirmed with costs.

Per Mr. Chief Justice Hughes.

Kent-Coffey Manufacturing Company,

Appellant, Appeal from the Supreme Court of the

294 vs. State of North Carolina.

A. J. Maxwell, Commissioner of Revenue

of the State of North Carolina.

This cause came on to be heard on the transcript of the record from the Supreme Court of the State of North Carolina, and was argued by counsel.

On consideration whereof, It is now here ordered and adjudged by this Court that the judgment of the said Supreme Court, in this cause, be, and the same is hereby, affirmed with costs.

Per Mr. Chief Justice Hughes.

Ida A. Van Dyke,

Petitioner, On writ of certiorari to the United

311 vs. States Circuit Court of Appeals for

Guy T. Helvering, Commissioner of the Ninth Circuit.

Internal Revenue.

This cause came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Ninth Circuit, and was argued by counsel.

On consideration whereof, It is ordered and adjudged by this Court that the judgment of the said United States Circuit Court of Appeals, in this cause, be, and the same is hereby, affirmed; and that this cause be, and the same is hereby, remanded to the said Circuit Court of Appeals.

Per Mr. Chief Justice Hughes.

Cleve W. Van Dyke,

Petitioner, On writ of certiorari to the United

312 vs. States Circuit Court of Appeals for

Guy T. Helvering, Commissioner of the Ninth Circuit.

Internal Revenue.

This cause came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Ninth Circuit, and was argued by counsel.

On consideration whereof, It is ordered and adjudged by this Court that the judgment of the said United States Circuit Court of Appeals, in this cause, be, and the same is hereby, affirmed; and that this cause be, and the same is hereby, remanded to the said Circuit Court of Appeals.

Per Mr. Chief Justice Hughes.

The Chief Justice said:

"The other orders of the Court appear upon the list certified to by the Chief Justice and filed with the Clerk and will not be announced orally."

— Original.

Ex Parte: Ralph Marks, Petitioner.

On consideration of the motion for leave to file a petition for writ of habeas corpus herein,

It is ordered by this Court that the said motion be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Willie Peterson, Petitioner,

710 vs.

The State of Alabama.

On consideration of the motion for leave to proceed further herein in forma pauperis,

It is ordered by this Court that the said motion be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Willie Peterson, Petitioner, vs. The State of Alabama. 710

On petition for writ of certiorari to the Supreme Court of the State of Alabama.

On consideration of the petition for a writ of certiorari herein to the Supreme Court of the State of Alabama, and of the argument of counsel thereupon had,

It is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Roland Boynton, Attorney General of the State of Kansas, Petitioner, vs. The Hutchinson Gas Company. 655

The Court desires to hear argument upon the questions presented by the petition for writ of certiorari. Action upon the petition will be withheld meanwhile, and the petition is set down for oral argument on Monday, February 12, next, after the cases heretofore assigned for that day.

Per Mr. Chief Justice Hughes.

Annie Sauder, Administratrix of the Estate of Philip Sauder, Deceased, et al., Petitioners, vs. Mid-Continent Petroleum Corporation. 660

Order allowing certiorari. The petition herein for a writ of certiorari to the United States Circuit Court of Appeals for the Tenth Circuit is granted. And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

St. Louis-San Francisco Railway Company, Petitioner,
652 vs.
J. H. McCommon.

On petition for writ of certiorari to the Supreme Court of the State of Arkansas.

On consideration of the petition for a writ of certiorari herein to the Supreme Court of the State of Arkansas, and of the argument of counsel thereupon had,

It is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

New Amsterdam Casualty Company, Petitioner,
653 vs.
The United States of America.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Third Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Third Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

John O. Bender, John F. Bender, Katherine Bender and Helen Bender, Petitioners,
658 vs.
Theodore P. Lamb.

On petition for writ of certiorari to the District Court of Appeals of the State of California, 4th District.

On consideration of the petition for a writ of certiorari herein to the District Court of Appeal of the State of California, 4th District, and of the argument of counsel thereupon had,

It is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

William Downey and John F. Gallagher,

Petitioners,

661 vs.

Frank C. Hale, Lieutenant Detective, Massachusetts State Police.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the First Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the First Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

James J. McCormick,

Petitioner,

670 vs.

The United States of America.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Second Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Munson Inland Water Lines, Inc., as Charterer of the Steam Barge "Albany", etc., Petitioner,

671 vs.

Wilhelm Kunkel.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Second Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Continental Illinois National Bank
and Trust Company of Chicago,
Trustee, etc., Petitioner,
676 vs.
The United States of America.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Seventh Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Seventh Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

United States Fidelity and Guaranty
Company, Petitioner,
693 vs.
W. K. Howard, Receiver of First
National Bank of Sandersville.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Fifth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Fifth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Charles R. Archerd, Appellant,
602 vs.
The State of Oregon.

On consideration of the motion in behalf of counsel for appellant to extend the time until February 9th next within which to file a petition for rehearing in this cause, and for leave to file petition for rehearing in typewritten form, and for a stay of the mandate pending action on the petition for rehearing,

It is ordered by this Court that the said motion be, and the same is hereby, granted.

Per Mr. Chief Justice Hughes.

Pursuant to adjournment the Court met at the Capitol.

PRESENT:

The Honorable Charles E. Hughes, Chief Justice,
Willis Van Devanter,
James C. McReynolds,
Louis D. Brandeis,
George Sutherland,
Pierce Butler,
Harlan F. Stone,
Owen J. Roberts,
Benjamin N. Cardozo, Associate Justices.
Frank K. Green, Esquire, Marshal,
Charles Elmore Cropley, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. Harrison B. McCawley, It is ordered that Samuel Zirn, Esquire, of New York City, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Daniel Thew Wright, It is ordered that Robert M. Hair, Esquire, of Cincinnati, State of Ohio, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Daniel Thew Wright, It is ordered that Milner F. Little, Esquire, of Cincinnati, State of Ohio, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Donald V. Hunter, It is ordered that Squire H. Ogden, Esquire, of Louisville, State of Kentucky, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Gregory Hankin, It is ordered thatDavid L. Samuels, Esquire, of New York City, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Solicitor General Biggs, It is ordered that Harry N. Connaughton, Esquire, of Washington, District of Columbia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Melville Church, It is ordered that Edmund H. Parry, Jr., Esquire, of Washington, District of Columbia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Melville Church, It is ordered that Oscar W. Giese, Esquire, of Minneapolis, State of Minnesota, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Tom Connally, It is ordered that John P. Rice, Esquire, of Dallas, State of Texas, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Solicitor General Biggs, It is ordered that William T. Van Alstyne, Esquire, of New York City, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Peyton R. Sandoz, It is ordered that Justin C. Daspit, Esquire, of Baton Rouge, State of Louisiana, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Henry F. Ashurst, It is ordered that Henry S. McCluskey, Esquire, of Phoenix, State of Arizona, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Henry F. Ashurst, It is ordered that Samuel H. Morris, Esquire, of Globe, State of Arizona, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Hatton W. Sumners, It is ordered that Bryan F. Williams, Esquire, of Galveston, State of Texas, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Charles H. Fenwick, It is ordered that Robert J. Pleus, Esquire, of Orlando, State of Florida, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Stephan J. McMahon, It is ordered that Morris Fromkin, Esquire, of Milwaukee, State of Wisconsin, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. William L. Frierson, It is ordered that J. F. Finlay, Esquire, of Chattanooga, State of Tennessee, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. James A. Lauderdale, It is ordered that Weaver E. Gore, Esquire, of Jackson, State of Mississippi, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

Hartford Accident & Indemnity Company and
Aetna Casualty & Surety Company,

Appellants,

239 vs.

N. O. Nelson Manufacturing Company,
Assignee.

Appeal from the Supreme Court of the State of Mississippi.

This cause came on to be heard on the transcript of the record from the Supreme Court of the State of Mississippi, and was argued by counsel.

On consideration whereof, It is now here ordered, adjudged, and decreed by this Court that the decree of the said Supreme Court, in this cause, be, and the same is hereby, affirmed with costs, and interest, until paid, at the same rate per annum that similar decrees bear in the courts of the State of Mississippi.

Per Mr. Justice Cardozo.

State of New Jersey,

Complainant,

13, Original. vs.

State of Delaware.

This cause came on to be heard on the Report of the Special Master and upon the exceptions thereto filed by the parties, and was argued by counsel.

On consideration whereof, It is the opinion of the Court that the report of the Special Master be confirmed, and a decree entered accordingly, which, unless agreed to by the parties, may be settled upon notice.

Within the twelve mile circle, the river and the subaqueous soil thereof up to low water mark on the easterly or New Jersey side will be adjudged to belong to the State of Delaware, subject to the Compact of 1905.

Below the twelve mile circle, the true boundary between the complainant and the defendant will be adjudged to be the middle of the main ship channel in Delaware River and Bay.

The costs of the suit will be equally divided.

Per Mr. Justice Cardozo.

Maxine Murray, on Her Own Behalf and as Guardian Ad Litem of Maxine Lois Murray, a Minor, Petitioner,

308 vs.

Joe Gerrick & Company, Industrial Brown Hoist Corporation, R. W. Kaltenbach Corporation, et al.

On writ of certiorari to the Supreme Court of the State of Washington.

This cause came on to be heard on the transcript of the record from the Supreme Court of the State of Washington, and was argued by counsel.

On consideration whereof, It is now here ordered and adjudged by this Court that the judgment of the said Supreme Court, in this cause be, and the same is hereby, affirmed with costs.

Per Mr. Justice Roberts.

Manhattan Properties, Inc.,

Petitioner,

505 vs.

Irving Trust Company, as Trustee in Bankruptcy of Oliver A. Olson, Co., Inc.

On writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

This cause came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Second Circuit, and was argued by counsel.

On consideration whereof, It is ordered and adjudged by this Court that the judgment of the said United States Circuit Court of Appeals, in this cause, be, and the same is hereby, affirmed with costs; and that this cause be, and the same is hereby, remanded to the District Court of the United States for the Southern District of New York.

Per Mr. Justice Roberts.

Samuel R. Brown, Almira B. Millard,
Alfred Millard, and Hugh Millard,
Petitioners,

506 vs. On writ of certiorari to the United
Irving Trust Company, as Trustee in Bankruptcy of United Cigar Stores Company. States Circuit Court of Appeals for the Second Circuit.

This cause came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Second Circuit, and was argued by counsel.

On consideration whereof, It is ordered and adjudged by this Court that the judgment of the said United States Circuit Court of Appeals, in this cause, be, and the same is hereby, affirmed with costs; and that this cause be, and the same is hereby, remanded to the District Court of the United States for the Southern District of New York.

Per Mr. Justice Roberts.

Wilbur F. Booth, On certificate from the
656 vs. Court of Claims.
The United States.

This cause came on to be heard on a certificate from the Court of Claims, and was argued by counsel.

On consideration whereof, It is the opinion of this Court that the two questions certified must be answered in the affirmative.

Whereupon, It is ordered by this Court that it be so certified to the said Court of Claims.

Per Mr. Justice Roberts.

Charles F. Amidon, On certificate from the

657 vs. Court of Claims.

The United States.

This cause came on to be heard on a certificate from the Court of Claims, and was argued by counsel.

On consideration whereof, It is the opinion of this Court that the two questions certified must be answered in the affirmative.

Whereupon, It is ordered by this Court that it be so certified to the said Court of Claims.

Per Mr. Justice Roberts.

The Pacific Telephone and Telegraph

Company, Appellant, Appeal from the Supreme Court of the

364 vs. State of Washington.

The City of Seattle and Harry W.

Carroll, as Comptroller, etc.

This cause came on to be heard on the transcript of the record from the Supreme Court of the State of Washington, and was argued by counsel.

On consideration whereof, It is now here ordered and adjudged by this Court that the judgment of the said Supreme Court, in this cause, be, and the same is hereby, affirmed with costs.

Per Mr. Justice Stone.

Federal Trade Commission, On writ of certiorari to the United

Petitioner, States Circuit Court of Appeals for

194 vs. the Third Circuit.

R. F. Keppel & Brother, Inc.

This cause came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Third Circuit, and was argued by counsel.

On consideration whereof, It is ordered, adjudged, and decreed by this Court that the decree of the said United States Circuit Court of Appeals in this cause, be, and the same is hereby, reversed; and that this cause be, and the same is hereby, remanded to the said Circuit Court of Appeals for further proceedings in conformity with the opinion of this Court.

Per Mr. Justice Stone.

State of Alabama, Complainant,

— Original. vs.

State of Arizona, et al.

This cause came on to be heard on the motion for leave to file the bill and amended bill of complaint herein and on the returns to rules to show cause thereupon issued, and was argued by counsel.

On consideration whereof, It is ordered by this Court that the motion for leave to file the bill and amended bill of complaint herein be, and the same is hereby, denied.

And it is further ordered that the rules to show cause issued herein be, and the same are hereby, discharged.

Per Mr. Justice Butler.

Mr. Justice Stone concurs in the result.

Local 167 of the International Brotherhood of Teamsters, Chauffeurs, Stablemen & Helpers of America, Carl Firestone, Charles Gershowitz, et al., Appellants,

6 vs.

The United States of America.

Appeal from the District Court of the United States for the Southern District of New York.

This cause came on to be heard on the transcript of the record from the District Court of the United States for the Southern District of New York, and was argued by counsel.

On consideration whereof, It is ordered, adjudged, and decreed by this Court that the decree of the said District Court in this cause be, and the same is hereby, affirmed.

Per Mr. Justice Butler.

The United States, Petitioner,

224 vs.

Provident Trust Company, as Administrator of the Estate of George Theodore Roberts, Deceased.

On writ of certiorari to the Court of Claims.

This cause came on to be heard on the transcript of the record from the Court of Claims, and was argued by counsel.

On consideration whereof, It is now here ordered and adjudged by this Court that the judgment of the said Court of Claims in this cause, be, and the same is hereby, affirmed.

Per Mr. Justice Sutherland.

The Texas & Pacific Railway Company, Petitioner,

128 vs.

S. O. Pottorff, Receiver of the First National Bank of El Paso, Texas.

On writ of certiorari to the United States Circuit Court of Appeals for the Fifth Circuit.

This cause came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Fifth Circuit, and was argued by counsel.

On consideration whereof, It is ordered, adjudged, and decreed by this Court that the decree of the said United States Circuit Court of Appeals, in this cause, be, and the same is hereby, affirmed with costs; and that this cause be, and the same is hereby, remanded to the District Court of the United States for the Western District of Texas.

Per Mr. Justice Brandeis.

City of Marion, Illinois, a Municipal Corporation; Continental Illinois Bank and Trust Company, et al., Petitioners, vs. Ben Sneeden, as Receiver of the City National Bank of Herrin, Illinois.

400 — On writ of certiorari to the United States Circuit Court of Appeals for the Seventh Circuit.

This cause came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Seventh Circuit, and was argued by counsel.

On consideration whereof, It is ordered, adjudged, and decreed by this Court that the decree of the said United States Circuit Court of Appeals, in this cause, be, and the same is hereby, affirmed with costs; and that this cause be, and the same is hereby, remanded to the District Court of the United States for the Eastern District of Illinois.

Per Mr. Justice Brandeis.

Standard Oil Company of California, Appellant, vs. The People of the State of California.

347 — Appeal from the Supreme Court of the State of California.

This cause came on to be heard on the transcript of the record from the Supreme Court of the State of California, and was argued by counsel.

On consideration whereof, It is now here ordered and adjudged by this Court that the judgment of the said Supreme Court, in this cause, be, and the same is hereby, reversed with costs; and that this cause be, and the same is hereby, remanded to the said Supreme Court for further proceedings not inconsistent with the opinion of this Court.

Per Mr. Justice McReynolds.

James B. Moore, Petitioner, vs. The Chesapeake & Ohio Railway Company. — On writ of certiorari to the United States Circuit Court of Appeals for the Seventh Circuit.

173

This cause came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Seventh Circuit, and was argued by counsel.

On consideration whereof, It is ordered and adjudged by this Court that the judgment of the said United States Circuit Court of Appeals, in this cause, be, and the same is hereby, reversed with costs; and that this cause, be, and the same is hereby, remanded to the said Circuit Court of Appeals for further proceedings in conformity with the opinion of this Court and with directions to consider such other questions as may be presented by the appeal.

Per Mr. Chief Justice Hughes.

The United States of America, Appellant, vs. Claude Chambers and Byrum Gibson. — Appeal from the District Court of the United States for the Middle District of North Carolina.

659

This cause came on to be heard on the transcript of the record from the District Court of the United States for the Middle District of North Carolina, and was argued by counsel.

On consideration whereof, it is ordered and adjudged by this Court that the judgment of the said District Court, in this cause, be, and the same is hereby, affirmed.

Per Mr. Chief Justice Hughes.

Clark's Ferry Bridge Company, Appellant, vs. The Public Service Commission of the Commonwealth of Pennsylvania. — Appeal from the Superior Court of the State of Pennsylvania.

274

This cause came on to be heard on the transcript of the record from the Superior Court of the State of Pennsylvania, and was argued by counsel.

On consideration whereof, It is now here ordered and adjudged by this Court that the judgment of the said Superior Court, in this cause, be, and the same is hereby, affirmed with costs.

Per Mr. Chief Justice Hughes.

The Chief Justice said:

"The orders of the Court appear upon the list certified to by the Chief Justice and filed with the Clerk and will not be announced orally."

Michael J. Healy, Chief of Police
of Manchester, N. H., Appellant,
731 vs.
Louis D. Ratta.

In this case probable jurisdiction is noted. The attention of counsel is directed to the question, among the other questions presented by the appeal, whether the amount in controversy is such as to sustain the jurisdiction of the District Court.

Per Mr. Chief Justice Hughes.

Robert J. McKnett, Petitioner,
597 vs.
St. Louis & San Francisco Railway Company.

On consideration of the motion by counsel for the respondent to dismiss the writ of certiorari in this cause,

It is ordered by this Court that the said motion be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Abraham Somerman, Max Markowitz, Nathan Mansdorf, et al., Petitioners,
732 vs.
The United States of America.

On consideration of the motion for leave to proceed further herein in forma pauperis,

It is ordered by this Court that the said motion be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Abraham Somerman, Max Markowitz, Nathan Mansdorf, et al., Petitioners,
732 vs.
The United States of America.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Second Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Lewis Reynolds, Petitioner,
734- vs.
The United States.

On consideration of the motion for leave to proceed further herein in forma pauperis,

It is ordered by this Court that the said motion be, and the same is hereby, granted.

Per Mr. Chief Justice Hughes.

Guy T. Helvering, Commissioner of Internal Revenue, Petitioner,
689 vs.
The Independent Life Insurance Company.

Order allowing certiorari.

The petition herein for a writ of certiorari to the United States Circuit Court of Appeals for the Sixth Circuit is granted. And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

Eastman Kodak Company, Eastman Kodak Company of New York and Eastman Kodak Stores, Inc., Petitioners,
709 vs.
Charles B. Gray.

Order allowing certiorari. The petition herein for a writ of certiorari to the United States Circuit Court of Appeals for the Third Circuit is granted. And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

Rockford Life Insurance Company, Petitioner,
722 vs.
Commissioner of Internal Revenue.

Order allowing certiorari. The petition herein for a writ of certiorari to the United States Circuit Court of Appeals for the Seventh Circuit is granted, and the case is assigned for argument immediately following No. 689, Helvering, Commissioner of Internal Revenue vs. Independent Life Insurance Co.

And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

Alfred E. Clegg, as Ancillary Executor of the Estate of Henry F. Kerr, Deceased, Petitioner,
681 vs.
Frank Collis Bowers, as Executor of the Estate of Frank K. Bowers, Deceased, Formerly United States Collector of Internal Revenue, etc.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Second Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Justice Van Devanter.

The Chief Justice took no part in the consideration or decision

Alfred E. Clegg, Petitioner,

682 vs.

Frank Collis Bowers, as Executor of the Estate of Frank K. Bowers, Deceased, Formerly United States Collector of Internal Revenue, etc.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Second Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Justice Van Devanter.

The Chief Justice took no part in the consideration or decision of this application.

Fred M. Harden, et al., in Their Own Behalf and in Behalf of all Other Stockholders of the Balatoc Mining Company, Petitioners,

606 vs.

Benguet Consolidated Mining Co., et al.

On petition for writ of certiorari to the Supreme Court of the Philippine Islands.

On consideration of the petition for a writ of certiorari herein to the Supreme Court of the Philippine Islands, and of the argument of counsel thereupon had,

It is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Crawford County Trust and Savings Bank, Trustee, Petitioner,
616 vs.
Crawford County, Iowa, et al.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Eighth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Eighth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Farmers State Bank of Dow City, Iowa, etc., et al., Petitioners,
617 vs.
Crawford County, Iowa, et al.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Eighth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Eighth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Crawford County Trust and Savings Bank of Dennison, Iowa, Petitioner,
618 vs.
Crawford County, Iowa, et al.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Eighth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Eighth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Charles H. Wiltsie,

Petitioner,

625 vs.

The United States.

On petition for writ of certiorari to the Court of Claims.

On consideration of the petition for a writ of certiorari herein to the Court of Claims and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Max B. Shubin and Sara C. Shubin, on Behalf of Reliable Coal Company, (A Dissolved Corporation),

Petitioners,

668 vs.

Guy T. Helvering, Commissioner of Internal Revenue.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Third Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Third Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

The Louisville Trust Company,

Petitioner,

678 vs.

National Bank of Kentucky and A. M. Anderson, Receiver of National Bank of Kentucky.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Sixth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Sixth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

The Bank of United States and
Fletcher G. Crane, Petitioners,
691 vs. On petition for writ of certiorari
William R. Cuthbertson, Trustee in to the United States Circuit Court
Bankruptcy of the Estate of of Appeals for the Fourth Circuit.
Charlotte Hotel Company, Bankrupt.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Fourth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Sully C. Pecot, On petition for writ of certiorari to
Petitioner, the Court of Special Sessions of the
695 vs. City of New York, State of New York.
The People of the State of New York.

On consideration of the petition for a writ of certiorari herein to the Court of Special Sessions of the City of New York, State of New York, and of the argument of counsel thereupon had,

It is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Glenn Snyder, by La Vare Snyder,
His Guardian Ad Litem, On petition for writ of certiorari
Petitioner, to the United States Circuit Court
673 vs. of Appeals for the Tenth Circuit.
National Union Indemnity Company.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Tenth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Norwich Union Fire Insurance Society,
Ltd., of Norwich, England, et al., Petitioners,
683 vs.
Fannie Cohn.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Tenth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Tenth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

C. J. Rockwood, as Receiver of W. B. Foshay Company, Petitioner,
684 vs.
Wilbur B. Foshay and Henry H. Henley.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Eighth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Eighth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

C. J. Rockwood, as Receiver of W. B. Foshay Company, Petitioner,
685 vs.
Wilbur B. Foshay and Henry H. Henley.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Eighth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Eighth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Aluminum Company of America, Petitioner,
686 vs.
The United States of America.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Third Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Third Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Midway Chemical Company, Petitioner,
688 vs.
O'Cedar Corporation.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Seventh Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Seventh Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

F. W. Woolworth Company, et al., Petitioners,
699 vs.
O'Cedar Corporation.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Seventh Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Seventh Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Harry W. Meehan, Trustee,
Petitioner,
692 vs.
Commonwealth of Massachusetts.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the First Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the First Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

The United States,
Petitioner,
713 vs.
Manufacturers Aircraft Association, Inc.

On petition for writ of certiorari to the Court of Claims.

On consideration of the petition for a writ of certiorari herein to the Court of Claims and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

— Original.
Ex Parte: United Engineering and Foundry Company, Petitioner.

The motion for leave to file petition for writ of mandamus herein was submitted by Mr. Melville Church for the petitioner.

The Principality of Monaco, Plaintiff,
— Original. vs.
The State of Mississippi.

The return to the rule to show cause herein was presented.

The National Refining Company, et al., Petitioners,
672 vs.
Pennsylvania Petroleum Company.

The motion to strike brief of respondent from the files was submitted by Mr. I. J. Ringolsky and Mr. Harry L. Jacobs for the petitioners.

The United States of America, on relation of Oscar E. Voight, Petitioner,
705 vs.
H. E. L. Toombs, United States Marshal for the Southern District of Texas.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Fifth Circuit.

It appearing to the Court that a motion of counsel for the petitioner to dismiss the petition for writ of certiorari in this cause has been filed;

Therefore, in pursuance of said motion, it is ordered by this Court that the petition for writ of certiorari in this cause be, and the same is hereby, dismissed.

Per Mr. Chief Justice Hughes.

Edwin J. Miller, as Executor, etc., et al., Petitioners,
741 vs.
Security First National Bank of Los Angeles, Trustee, etc.

The motion to dispense with printing the record herein was submitted by Mr. Will R. King for the petitioners.

W. D. Sanders, Petitioner,
106 vs.
Armour Fertilizer Works and National Fire Insurance Company.

This case was submitted by Mr. Thomas D. Gresham for the petitioner, by Mr. Mark McMahon and Mr. Chas. J. Faulkner, Jr., for the respondent, Armour Fertilizer Works, and by Mr. George S. Wright for the respondent, National Fire Insurance Company.

Life & Casualty Insurance Company, Appellant,

89 vs.

Ossie McCray;

Life & Casualty Insurance Company of Tennessee, Appellant,

509 vs.

Albert Barefield.

These cases were argued by Mr. Moreau P. Estes for the appellant and the case was submitted by Mr. Joseph M. Hill and Mr. Henry L. Fitzhugh for the appellee in No. 89. No appearance was entered for the appellee in No. 509.

Florence Samuels Landress, Petitioner,

295 vs.

Phoenix Mutual Life Insurance Company and Travelers Insurance Company.

This case was argued by Mr. William L. Frierson for the petitioner, by Mr. Vaughn Miller for the respondent, Phoenix Mutual Life Insurance Company; and by Mr. J. F. Finlay for respondent, Travelers Insurance Company.

S. M. Nickey, W. E. Nickey, et al., Appellants,

298 vs.

The State of Mississippi.

The argument of this case was commenced by Mr. W. E. Gore for the appellants.

Proclamation being made the Court is adjourned until tomorrow at 10 o'clock

TUESDAY, FEBRUARY 6, 1934

Pursuant to adjournment the Court met at the Capitol.

PRESENT:

The Honorable Charles E. Hughes, Chief Justice,
Willis Van Devanter,
James C. McReynolds,
Louis D. Brandeis,
George Sutherland, Associate Justices.
Pierce Butler,
Harlan F. Stone,
Owen J. Roberts,
Benjamin N. Cardozo,
Frank K. Green, Esquire, Marshal,
Charles Elmore Cropley, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. William L. Houston, It is ordered that Mrs. Edith S. Sampson, of Chicago, State of Illinois, be admitted to practice as an Attorney and Counsellor of this Court, and she was sworn accordingly.

On motion first made to the Court in this behalf by Mr. John Ambrose Bell, It is ordered that Aubrey H. Bell, Esquire, of Greenwood, State of Mississippi, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Chester I. Long, It is ordered that Ernest J. Goppert, Esquire, of Cody, State of Wyoming, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Dan J. Malarkey, It is ordered that Edgar N. Eisenhower, Esquire, of Tacoma, State of Washington, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Fritz G. Lanham, It is ordered that Rufus J. Lackland, Esquire, of Fort Worth, State of Texas, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. D. K. Woodward, Jr., It is ordered that Victor A. Sachse, Esquire, of Baton Rouge, State of Louisiana, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. H. Kennedy McCook, It is ordered that J. G. Driscoll, Jr., Esquire, of San Diego, State of California, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. H. Kennedy McCook, It is ordered that Arch E. Ekdale, Esquire, of San Pedro, State of California, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Lunsford L. Hamner, It is ordered that Ambrose H. Kountz, Esquire, of Pittsburgh, State of Pennsylvania, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Edward F. Colladay, It is ordered that William Albert McClellan, Esquire, of Muncie, State of Indiana, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

S. M. Nickey, W. E. Nickey, et al., Appellants, vs. The State of Mississippi. 298

The argument of this case was continued by Mr. W. E. Gore for the appellants, and concluded by Mr. J. A. Lauderdale for the appellee.

Inger Juliane Hansen, Petitioner, vs. Edward L. Haff, Acting Commissioner of Immigration for the Port of San Francisco. 325

This case was argued by Mr. Roger O'Donnell for the petitioner, and by Mr. Assistant Attorney General Sweeney for the respondent.

H. Chassaniol, et al., Appellants, vs. City of Greenwood. 428

This case was argued by Mr. Edward W. Smith for the appellants, and by Mr. J. A. Lauderdale and Mr. A. H. Bell for the appellees.

Guy T. Helvering, Commissioner of Internal Revenue, Petitioner, vs. American Chicle Company. 349

This case was argued by Mr. Erwin N. Griswold for the petitioner, and by Mr. Wm. C. Breed for the respondent.

Proclamation being made the Court is adjourned until tomorrow at 12 o'clock.

Pursuant to adjournment the Court met at the Capitol.

PRESENT:

The Honorable Charles E. Hughes, Chief Justice,
James C. McReynolds,
Louis D. Brandeis,
George Sutherland,
Pierce Butler,
Harlan F. Stone,
Owen J. Roberts,
Benjamin N. Cardozo, Associate Justices.
Frank K. Green, Esquire, Marshal,
Charles Elmore Cropley, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. Percy W. Phillips, It is ordered that Thomas W. Lain, Esquire, of Galveston, State of Texas, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Nugent Dodds, It is ordered that Lynn Watson Ferris, Esquire, of Mount Pleasant, State of Michigan, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. George P. Barse, It is ordered that Edward R. Adams, Esquire, of Chicago, State of Illinois, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. George P. Barse, It is ordered that Robert W. Wales, Esquire, of Chicago, State of Illinois, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Frederick Steiwer, It is ordered that Frank P. Farrell, Esquire, of Medford, State of Oregon, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Tom Connally, It is ordered that Cyrus B. Frost, Esquire, of Eastland, State of Texas, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Tom Connally, It is ordered that Earl Connor, Esquire, of Eastland, State of Texas, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Frederic D. McKenney, It is ordered that Clarence B. Heiserman, Esquire, of Haverford, State of Pennsylvania, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Frederic D. McKenney, It is ordered that William L. Kinter, Esquire, of Philadelphia, State of Pennsylvania, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Elmer E. Studley, It is ordered that Harry Kirshbaum, Esquire, of New York City, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Charles Welles Gross, It is ordered that Wallace W. Brown, Esquire, of West Hartford, State of Connecticut, be admitted to practice as an Attorney and Counsellor of this court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Frederic D. McKenney, It is ordered that Guernsey Orcutt, Esquire, of Pittsburgh, State of Pennsylvania, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

The United States of America, Interstate Commerce Commission, et al., Appellants,
—— vs.
State of Ohio and Public Utilities Commission of Ohio, et al.;
The United States of America, Interstate Commerce Commission, et al., Appellants,
—— vs.
The Wheeling & Lake Erie Railway Company, et al.

The motion to abate the stay order of the District Court entered in these cases was submitted by Mr. Frederic D. McKenney for the appellants in support of the motion, with leave to appellees to file an opposition thereto by Thursday next on motion of Mr. Clan Crawford in that behalf.

Hamburg-American Line, Petitioner,
343 vs.
The United States of America.

This case was argued by Mr. Roger O'Donnell for the petitioner, and by Mr. J. W. Morris for the respondent.

Trinityfarm Construction Company, Appellant,
355 vs.
Alice Lee Grosjean, Supervisor of Public Accounts for the State of Louisiana.

The argument of this case was commenced by Mr. D. K. Woodward, Jr., for the appellant; continued by Mr. Peyton R. Sandoz and Mr. Justin C. Daspit for the appellee; and concluded by Mr. Victor A. Sachse for the appellant.

L. J. Bosworth, Receiver of the McCartney National Bank of Green Bay, Wisconsin, Petitioner,
358 vs.
Continental Illinois Bank and Trust Company.

This case was argued by Mr. Edward R. Adams for the petitioner, and the case was submitted by Mr. Isaac H. Mayer and Mr. David F. Rosenthal for the respondent.

Interstate Commerce Commission,
Petitioner,
361 vs.
The Pennsylvania Railroad Company
and Pennsylvania Company.

The argument of this case was commenced by Mr. Daniel W. Knowlton for the petitioner.

Pursuant to adjournment the Court met at the Capitol.

PRESENT:

The Honorable Charles E. Hughes, Chief Justice,
James C. McReynolds,
Louis D. Brandeis,
George Sutherland,
Pierce Butler, Associate Justices.
Harlan F. Stone,
Owen J. Roberts,
Benjamin N. Cardozo,
Frank K. Green, Esquire, Marshal,
Charles Elmore Cropley, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. William J. Driver, It is ordered that Goldsmith B. Oliver, Jr., Esquire, of Corning, State of Arkansas, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Robert H. Kelley, It isordered that Harry R. Jones, Esquire, of Houston, State of Texas, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Warren J. Duffey, It is ordered that Ralph W. Doty, Esquire, of Toledo, State of Ohio, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Solicitor General Biggs, It is ordered that Moses S. Huberman, Esquire, of New York City, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Howard W. Cavanagh, It is ordered that Joseph Walsh McAuliffe, Esquire, of Battle Creek, State of Michigan, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Frank H. Myers, It is ordered that Robert M. Heth, Esquire, of Washington, District of Columbia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Robert Sidney Outlaw, It is ordered that Benj. F. J. Odell, Esquire, of Chicago, State of Illinois, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

Interstate Commerce Commission, Petitioner, 361 vs. The Pennsylvania Railroad Company and Pennsylvania Company.	The argument of this case was continued by Mr. Daniel W. Knowlton for the petitioner, and concluded by Mr. Henry Wolfe Bikle for the respondents.
The Arrow-Hart & Hegeman Electric Company, Petitioner, 363 vs. Federal Trade Commission.	This case was argued by Mr. Charles Neave for the petitioner, and by Mr. Solicitor General Biggs for the respondent.
The United States of America, Interstate Commerce Commission, et al., Appellants, 422 vs. Illinois Central Railroad Company, et al.	The argument of this case was commenced by Mr. Assistant Solicitor General MacLean for the appellants, the United States and Interstate Commerce Commission.

Proclamation being made the Court is adjourned until tomorrow at 12 o'clock.

Pursuant to adjournment the Court met at the Capitol.

PRESENT:

The Honorable Charles E. Hughes, Chief Justice,
Willis Van Devanter,
James C. McReynolds,
Louis D. Brandeis,
George Sutherland, Associate Justices.
Pierce Butler,
Harlan F. Stone,
Owen J. Roberts,
Benjamin N. Cardozo,
Frank K. Green, Esquire, Marshal,
Charles Elmore Cropley, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. Robert Sidney Outlaw, It is ordered that Elmer A. Smith, Esquire, of Chicago, State of Illinois, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. William Lemke, It is ordered that J. A. Heder, Esquire, of Bismarck, State of North Dakota, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Edward F. Colladay, It is ordered that A. Lewis Oswald, Esquire, of Hutchinson, State of Kansas, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

The United States of America, Interstate Commerce Commission, et al., Appellants,
422 vs.
Illinois Central Railroad Company, et al.

The argument of this case was continued by Mr. Assistant Solicitor General MacLean for the appellants, the United States and Interstate Commerce Commission; by Mr. R. S. Outlaw and Mr. H. H. Larimore for the appellees; and concluded by Mr. A. K. Shipe, for the appellants, American Barge Line Co., et al.

The Travelers Protective Association of America, Petitioner,
429 vs.
Ulustta Prinsen.

This case was argued by Mr. Emmett M. Bagley for the petitioner, and by Mr. Joseph H. Peterson for the respondent.

Noah Best, Administrator of the Estate of Albert Edward Best, Deceased, Petitioner,
477 vs.
District of Columbia.

This case was argued by Mr. John H. Burnett for the petitioner, and by Mr. Robert E. Lynch for the respondent.

Proclamation being made the Court is adjourned until Monday next at 12 o'clock.

MONDAY, FEBRUARY 12, 1934

Pursuant to adjournment the Court met at the Capitol.

PRESENT:

The Honorable Charles E. Hughes, Chief Justice,
Willis Van Devanter,
James C. McReynolds,
Louis D. Brandeis,
George Sutherland, Associate Justices.
Pierce Butler,
Harlan F. Stone,
Owen J. Roberts,
Benjamin N. Cardozo,
Frank K. Green, Esquire, Marshal,
Charles Elmore Cropley, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. Robert Stone, It is ordered that Kirke W. Dale, Esquire, of Arkansas City, State of Kansas, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Charles W. Mulcahy, It is ordered that John H. Moran, Esquire, of Boston, State of Massachusetts, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Charles W. Mulcahy, It is ordered that Samuel Gottlieb, Esquire, of Boston, State of Massachusetts, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. James R. Claiborne, It is ordered that Martha J. Hackett, Esquire, of St. Louis, State of Missouri, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Robert C. Alston, It is ordered that Wm. Hurt Sibley, Esquire, of Marietta, State of Georgia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. August C. Gutheim, It is ordered that Clarence C. Ashby, Esquire, of Jacksonville, State of Florida, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Solicitor General Biggs, It is ordered that John F. Garvin, Esquire, of Washington, District of Columbia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Solicitor General Biggs, It is ordered that Graham K. Betts, Esquire, of Seattle, State of Washington, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. William J. Driver, It is ordered that E. Chas. Eichenbaum, Esquire, of Little Rock, State of Arkansas, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Jesse P. Wolcott, It is ordered that Don R. Carrigan, Esquire, of Port Huron, State of Michigan, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Roy E. Ayers, It is ordered that M. Leonard DeKalb, Esquire, of Lewistown, State of Montana, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

The United States,

Petitioner,

171 vs. On writ of certiorari to the

Jefferson Electric Manufacturing Court of Claims.

Company.

This cause came on to be heard on the transcript of the record from the Court of Claims, and was argued by counsel.

On consideration whereof, It is now here ordered and adjudged by this Court that the judgment of the said Court of Claims, in this cause, be, and the same is hereby, reversed; and that this cause be, and the same is hereby, remanded to the said Court of Claims for a new trial and full and specific findings.

Per Mr. Justice Van Devanter.

American Chain Company, Inc.,

Petitioner, On writ of certiorari to the United

196 vs. States Circuit Court of Appeals for

Robert O. Eaton, Collector of Internal the Second Circuit.

Revenue, District of Connecticut.

This cause came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Second Circuit, and was argued by counsel.

On consideration whereof, It is ordered and adjudged by this Court that the judgments of the District Court of the United States for the District of Connecticut and the judgment of the said Circuit Court of Appeals, in the cases, be, and the same are hereby, reversed with costs; and that the suits, herein be, and the same are hereby, remanded to the said District Court with direction to vacate its findings and grant a new trial in each suit.

Per Mr. Justice Van Devanter.

C. F. Routzahn, Collector of Internal
Revenue of the United States for
the Eighteenth District of Ohio,
Petitioner,
329 vs.
Willard Storage Battery Company.

On writ of certiorari to the United States Circuit Court of Appeals for the Sixth Circuit.

This cause came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Sixth Circuit, and was argued by counsel.

On consideration whereof, It is ordered and adjudged by this Court that the judgments of the District Court of the United States for the Northern District of Ohio and the judgment of the said Circuit Court of Appeals, in the cases, be, and the same are hereby, reversed with costs; and that the causes herein be, and the same are hereby, remanded to the said District Court with directions to set aside the findings, and to sustain the motions to dismiss - but without prejudice to the exercise by that court of its discretion in permitting amendments of the petitions - and, in the event of such amendment, to take such further proceedings as may be according to law.

Per Mr. Justice Van Devanter.

The Chief Justice announced the following orders of the Court:

L. J. Bosworth, Receiver of the McCartney
National Bank of Green Bay, Wisconsin,
Petitioner,
358 vs.
Continental Illinois Bank and Trust
Company.

On writ of certiorari to the United States Circuit Court of Appeals for the Seventh Circuit.

This cause came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Seventh Circuit, and was argued by counsel.

On consideration whereof, It is ordered and adjudged by this Court that the judgment of the said United States Circuit Court of Appeals, in this cause, be, and the same is hereby, reversed with costs; and that this cause be, and the same is hereby, remanded to the District Court of the United States for the Northern District of Illinois for further proceedings in conformity with the opinion of this Court.

State of Ohio ex rel. LeRoy E. Eastman, Appellant,
740 vs.
Roy R. Stuart, Scott C. Stahl, James S. Martin, et al., etc.

Appeal from the Supreme Court of the State of Ohio.

This cause came on to be heard on the transcript of the record from the Supreme Court of the State of Ohio, and was argued by counsel.

On consideration whereof, It is now here ordered and adjudged by this Court that the appeal herein be, and the same is hereby, dismissed for the reason that the judgment sought here to be reviewed is based upon a non-federal ground adequate to support it.

Per Mr. Chief Justice Hughes.

Catherine McCormack Craft, H. J. McCormack, and P. R. McCormack, Appellants,
753 vs.
J. E. Hirsh.

Appeal from the Supreme Court of the State of Alabama.

This cause came on to be heard on the transcript of the record from the Supreme Court of the State of Alabama, and was argued by counsel.

On consideration whereof, It is now here ordered and adjudged by this Court that the appeal herein be, and the same is hereby, dismissed for the want of jurisdiction.

Per Mr. Chief Justice Hughes.

Catherine McCormack Craft, H. J. McCormack, and P. R. McCormack, Appellants,
753 vs.
J. E. Hirsh.

Appeal from the Supreme Court of the State of Alabama.

Treating the appeal papers herein from the Supreme Court of the State of Alabama as an application for a writ of certiorari;

On consideration whereof, It is ordered by this Court that the said application for writ of certiorari be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

United States of America, Interstate Commerce Commission, Public Service Commission of the Commonwealth of Pennsylvania, et al., Appellants,

— vs.

State of Ohio and Public Utilities Commission of Ohio, et al.;

United States of America, Interstate Commerce Commission, Public Service Commission of the Commonwealth of Pennsylvania, et al., Appellants,

— vs.

The Wheeling & Lake Erie Railway Company, et al.

Order.

On motion to abate so much of the orders of the District Court of the United States for the Southern District of Ohio entered in above causes on the 19th day of January, 1934, as stayed the operation and enforcement of the order of the Interstate Commerce Commission on May 2, 1933.

On consideration of the motion of the defendants and cross-appellants in the above entitled causes, it is ordered that the orders of the District Court, entered in these causes on January 19, 1934, be and the same are hereby vacated in so far as they stay the operation and enforcement of the order of the Interstate Commerce Commission. Virginian Railway Company v. United States, 272 U. S. 658, 672-675.

Per Mr. Chief Justice Hughes.

The Chief Justice said:

"The other orders of the Court appear upon the list certified to by the Chief Justice and filed with the Clerk and will not be announced orally."

751 Leslie Beard, Petitioner, vs. A. C. Aderhold, Warden, U. S. Penitentiary, Atlanta, Georgia.

On consideration of the motion for leave to proceed further herein in forma pauperis,

It is ordered by this Court that the said motion be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Leslie Beard, Petitioner,
751 vs.
A. C. Aderhold, Warden, U. S. Penitentiary, Atlanta, Georgia.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Fifth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Fifth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Principality of Monaco, Plaintiff,
--- Original. vs.
State of Mississippi.

This cause is assigned for argument on the rule and return on Monday, March 5, next.

Per Mr. Chief Justice Hughes.

Edwin J. Miller, as Executor, etc., et al., Petitioners,
741 vs.
Security First National Bank of Los Angeles, Trustee, etc.

On consideration of the motion of petitioners to dispense with the printing of the record in this cause, It is ordered by this Court that the said motion be, and the same is hereby, granted.

Per Mr. Chief Justice Hughes.

Edwin J. Miller, as Executor of the Last Will and Testament of Walter Eden, Deceased, et al., Petitioners,
741 vs.
Security First National Bank of Los Angeles, Trustee, etc.

On petition for writ of certiorari to the Supreme Court of the State of California.

On consideration of the petition for a writ of certiorari herein to the Supreme Court of the State of California, and of the argument of counsel thereupon had,

It is now here ordered by this Court that the said petition be, and the same is hereby, denied.

The National Refining Company, et al., Petitioners,

672 vs.

Pennsylvania Petroleum Company.

On consideration of the motion of counsel for the petitioners, it is ordered that the passage in respondent's brief, at pages 50 to 53 thereof, of which complaint is made, be, and it is hereby, stricken from the files.

Per Mr. Chief Justice Hughes.

The National Refining Company, et al., Petitioners, 672 vs. Pennsylvania Petroleum Company. — On petition for writ of certiorari to the United States Circuit Court of Appeals for the Eighth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Eighth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Illinois Central Railroad Company, Petitioner, 516 vs. A. F. Rawlings, Receiver of the Planters National Bank in Liquidation. — On petition for writ of certiorari to the United States Circuit Court of Appeals for the Fifth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Fifth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

A. C. Schmidt, Trustee in Bankruptcy of National Credit Clothing Company, Petitioner,
637 vs.
Lloyd Investment Company.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Seventh Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Seventh Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Michaud Realty Company, Petitioner,
662 vs.
Roy A. Heymann, Chandler Hovey and Thomas H. McInnerney, as Trustees in Bankruptcy of Louis K. Liggett Company.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Second Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

L. M. Winn, Administrator of the Estate of Mannie Lee Winn, Deceased, Petitioner,
680 vs.
Consolidated Coach Corporation.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Sixth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Sixth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Coleman Furniture Corporation,

Petitioner,

697 vs.

The Home Insurance Company of New York.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Fourth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Fourth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

S. J. Simmons,

Petitioner,

700 vs.

L. E. Brock and C. L. Lyda.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Sixth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Sixth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

M. Coppard, Trustee in Bankruptcy of the Estate of Joseph Howard Le Sage, Bankrupt, Petitioner,

701 vs.

American Finance Company of Galveston and Alamo National Bank.

On petition for writ of certiorari to the Court of Civil Appeals of the State of Texas, 9th Supreme Judicial District.

On consideration of the petition for a writ of certiorari herein to the Court of Civil Appeals, of the State of Texas, 9th Supreme Judicial District, and of the argument of counsel thereupon had,

It is now here ordered by this Court that the saidpetition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Henry P. Talmadge, Individually and as
Sole Surviving Partner of the Firm
of Henry Talmadge & Company,
Petitioner,
702 vs.
United States Shipping Board
Merchant Fleet Corporation.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Second Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Frank Massey,
Petitioner,
707 vs.
The United States of America.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Seventh Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Seventh Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

John Hansen,
Petitioner,
708 vs.
The United States of America.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Seventh Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Seventh Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Pan American Petroleum Corporation, Petitioner,
714 vs.
State of Alabama.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Fifth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Fifth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

F. E. Buffum, as Trustee in Bankruptcy of Henry Joseph Barceloux, Bankrupt, Petitioner,
716 vs.
Cora Gelinas.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Ninth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Ninth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Salvatore Moretti, Petitioner,
720 vs.
The United States of America.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Second Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Copal Mintz,

Petitioner,

723 vs.

Irving Trust Company, as Trustee in Bankruptcy of Evenod Perfumer, Inc., Bankrupt.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Second Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Charles R. Archerd, Appellant,

602 vs.

The State of Oregon.

A petition for rehearing having been filed in this cause by counsel for the appellant;

Upon consideration whereof, It is ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Della Schmeling, Appellant,

664 vs.

The F. W. Woolworth Company.

A petition for rehearing having been filed in this cause by counsel for the appellant;

Upon consideration thereof, it is ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

The Chief Justice also announced the following order:

Order.

The Court will take a recess from Monday, February 19th, to Monday, March 5th next.

Per Mr. Chief Justice Hughes.

The United States of America, Appellant, vs. Frederick B. Campbell. 779

Appeal from the District Court of the United States for the Southern District of New York.

This cause having been called to the attention of the Court by Mr. Solicitor General Biggs, and he having moved the Court to dismiss the appeal herein and to send down the mandate forthwith;

Therefore, in pursuance of said motion, it is now here ordered and adjudged by this Court, that this appeal be, and the same is hereby, dismissed, and that the mandate of this Court issue forthwith.

Per Mr. Chief Justice Hughes.

19, Original.

Ex Parte: L. W. Baldwin and Guy A. Thompson, Trustees, et al., Petitioners.

The argument on the return to the rule to show cause herein was commenced by Mr. Robert H. Kelley for the petitioners; continued by Mr. L. E. Blankenbecker for the respondents; and concluded by Mr. Harry R. Jones for the petitioners.

Charles E. Gay, Jr., Receiver of Savannah & Atlanta Railway, Petitioner, vs. Major Ruff. 663

The argument of this case was commenced by Mr. Archibald B. Lovett for the petitioner, and continued by Mr. Thomas W. Hardwick for the respondent.

TUESDAY, FEBRUARY 13, 1934.

Pursuant to adjournment the Court met at the Capitol.

PRESENT:

The Honorable Charles E. Hughes, Chief Justice,
Willis Van Devanter,
James C. McReynolds,
Louis D. Brandeis,
George Sutherland, Associate Justices.
Pierce Butler,
Harlan F. Stone,
Owen J. Roberts,
Benjamin N. Cardozo,
Frank K. Green, Esquire, Marshal,
Charles Elmore Cropley, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. Earl Whittier Shinn, It is ordered that Samuel Earl Welch, Esquire, of Antlers, State of Oklahoma, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. H. Clay Espey, It is ordered that George Monk, Esquire, of Washington, District of Columbia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Henry J. Balzer, It is ordered that Harold W. Norman, Esquire, of Chicago, State of Illinois, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Frederic L. Ballard, It is ordered that Morris Cheston, Esquire, of Philadelphia, State of Pennsylvania, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Edmond M. Cook, It is ordered that Reuel Bridge Cook, Esquire, of Davenport, State of Iowa, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Frederic L. Ballard, It is ordered that Robert Brigham, Esquire, of Philadelphia, State of Pennsylvania, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Tom D. McKeown, It is ordered that Thomas Huser, Esquire, of Wewoka, State of Oklahoma, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

Charles E. Guy, Jr., Receiver of Savannah & Atlanta Railway, Petitioner,

663 vs.

Major Ruff.

The argument of this case was concluded by Mr. Thomas W. Hardwick for the respondent. Leave was granted to file supplemental briefs this week.

Roland Boynton, Attorney General of the State of Kansas, Petitioner,

655 vs.

The Hutchinson Gas Company.

This case was argued on petition for writ of certiorari by Mr. John G. Egan for the petitioner, and by Mr. Robert Stone for the respondent.

State of Florida, Eugene S. Matthews, et al., Appellants,

342 vs.

The United States of America, Interstate Commerce Commission, Georgia Public Service Commission, et al.

Three hours were allowed for oral argument. The argument of this case was commenced by Mr. Henry P. Adair for the appellant, the Wilson Cypress Company; continued by Mr. Theodore T. Turnbull for the appellants, the State of Florida and Railroad Commission of Florida; by Mr. J. Stanley Payne for the appellees, The United States and Interstate Commerce Commission; by Mr. Robert C. Alston for the appellee, Atlantic Coast Line Railroad Company; and concluded by Mr. J. V. Norman for the appellant, Wilson Lumber Company; and the case was submitted by Mr. F. C. Hillyer and Mr. Julian E. Fant for the appellant, F. S. Buffum Co. Inc.

Globe Indemnity Company,

Petitioner,

419 vs.

The United States of America, to the use of Steacy-Schmidt Manufacturing Company, Inc.

The argument of this case was commenced by Mr. Frederick L. Ballard for the petitioner.

Proclamation being made the Court is adjourned until tomorrow at 12 o'clock.

WEDNESDAY, FEBRUARY 14, 1934

Pursuant to adjournment the Court met at the Capitol.

PRESENT:

The Honorable Charles E. Hughes, Chief Justice,
Willis Van Devanter,
James C. McReynolds,
Louis D. Brandeis,
George Sutherland, Associate Justices.
Pierce Butler,
Harlan F. Stone,
Owen J. Roberts,
Benjamin N. Cardozo,
Frank K. Green, Esquire, Marshal,
Charles Elmore Cropley, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. Consuelo B. Northrop, It is ordered that Edwin Farrand Livingston, Esquire, of North Troy, State of Vermont, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. E. W. MacPherran, It is ordered that Thomas H. Adams, Esquire, of Detroit, State of Michigan, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Albert E. Carter, It is ordered that Thomas M. Carlson, Esquire, of Richmond, State of California, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Peyton R. Evans, It is ordered that Richard W. Young, Esquire, of Berkeley, State of California, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Albert E. Carter, It is ordered that Leslie W. Irving, Esquire, of Berkeley, State of California, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. W. A. Ayres, It is ordered that William Randolph Carpenter, Esquire, of Marion, State of Kansas, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. R. A. Van Orsdel, It is ordered that Edward R. Burke, Esquire, of Omaha, State of Nebraska, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. R. A. Van Orsdel, It is ordered that Sterling F. Mutz, Esquire, of Lincoln, State of Nebraska, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Lawrence Lafayette Gourley, It is ordered that J. P. Mandl, Esquire, of King City, State of California, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Henry F. Ashurst, It is ordered that Chas. A. Carson, Jr., Esquire, of Phoenix, State of Arizona, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Walter H. Newton, It is ordered that James G. Nye, Esquire, of Duluth, State of Minnesota, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

State of Arizona, Complainant, — Original. vs. State of California, et al.	The motion for leave to file bill to perpetuate testimony was submitted by Mr. Charles A. Carson, Jr. for the complainant.
Globe Indemnity Company, Petitioner, 419 vs. The United States of America, to the use of Steacy-Schmidt Manufacturing Company, Inc.	The argument of this case was continued by Mr. Frederic L. Ballard for the petitioner, by Mr. Samuel W. Cooper for the respondent, and concluded by Mr. Frederic L. Ballard for the petitioner.
Joseph Falbo, Petitioner, 421 vs. The United States of America.	This case was argued by Mr. Graham K. Betts for the petitioner, and by Mr. Will G. Beardslee for the respondent.
Santos Miguel, Petitioner, 435 vs. J. Raymond McCarl, Comptroller General of the United States, et al.	The argument of this case was commenced by Mr. Samuel T. Ansell for the petitioner, and continued by Mr. Solicitor General Biggs for respondent, Frederick W. Coleman, Chief of Finance, U. S. Army.

Pursuant to adjournment the Court met at the Capitol.

PRESENT:

The Honorable Charles E. Hughes, Chief Justice,
Willis Van Devanter,
Louis D. Brandeis,
George Sutherland,
Pierce Butler, Associate Justices.
Harlan F. Stone,
Owen J. Roberts,
Benjamin N. Cardozo,
Frank K. Green, Esquire, Marshal,
Charles Elmore Cropley, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. J. Barrett Carter, It is ordered that Wilbur LaRoe, Jr., Esquire, of Washington, District of Columbia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Peyton R. Evans, It is ordered that Thomas Harvey Hodgpeth, Esquire, of New Orleans, State of Louisiana, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Sidney S. Alderman, It is ordered that J. Louis Kohl, Esquire, of Cincinnati, State of Ohio, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Dean Hill Stanley, It is ordered that Henry G. VanWeen, Esquire, of New York City, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Matthew Mansfield Neely, It is ordered that Clarence W. Meadows, Esquire of Beckley, State of West Virginia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Matthew Mansfield Neely, It is ordered that Carlton Custer Sanders, Esquire, of Beckley, State of West Virginia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

Santos Miguel, Petitioner,
435 vs.
J. Raymond McCarl, Comptroller General of the United States, et al.

The argument of this case was continued by Mr. Harrell O. Hoagland for the respondent, J. Raymond McCarl, Comptroller General of the United States, and concluded by Mr. Samuel T. Ansell for the petitioner.

E. W. Clark, as Receiver, Petitioner,
449 vs.
Harry C. Williard, W. W. Wheaton, and C. W. Hay, as Trustees, etc., et al.

The argument of this case was commenced by Mr. Reuel B.Cook for the petitioner; continued by Mr. H. Leonard DeKalb for the respondents; and concluded by Mr. Edmond M. Cook for the petitioner.

Guy T. Helvering, Commissioner of Internal Revenue, Petitioner,
515 vs.
The Newport Company.

The argument of this case was commenced by Mr. Erwin N. Griswold for the petitioner, and continued by Mr. Charles F. Fawsett for the respondents.

FRIDAY, FEBRUARY 16, 1934

Pursuant to adjournment the Court met at the Capitol.

PRESENT:

The Honorable Charles E. Hughes, Chief Justice,
Willis Van Devanter,
James C. McReynolds,
Louis D. Brandeis,
George Sutherland, Associate Justices.
Pierce Butler,
Harlan F. Stone,
Owen J. Roberts,
Benjamin N. Cardozo,
Frank K. Green, Esquire, Marshal,
Charles Elmore Cropley, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. Ira L. Ewers, It is ordered that Joseph J. Geary, Esquire, of San Francisco, State of California, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Clarence M. Fisher, It is ordered that Gordon G. Mack, Esquire, of Akron, State of Ohio, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Milton W. King, It is ordered that Frank E. Karelsen, Jr., Esquire, of New York City, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Chas. A. Swenson, It is ordered that Geo. L. Barnard, Esquire, of Willmar, State of Minnesota, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Walter A. Koons, It is ordered that Richard G. Waters, Esquire, of Austin, State of Texas, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Sam Rayburn, It is ordered that Hamp P. Abney, Jr., Esquire, of Fort Worth, State of Texas, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Sam Rayburn, It is ordered that Hamp Parton Abney, Esquire, of Sherman, State of Texas, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

Guy T. Helvering, Commissioner of Internal Revenue, Petitioner,
515 vs.
The Newport Company.

The argument of this case was continued by Mr. Charles F. Fawsett for the respondent, and concluded by Mr. Erwin N. Griswold for the petitioner.

The Federal Land Bank of Berkeley, Petitioner,
498 vs.
Samuel S. Warner, et ux, et al.

This case was argued by Mr. Peyton R. Evans for the petitioner. No appearance was entered for the respondent.

International Milling Company, Petitioner,
561 vs.
Columbia Transportation Company.

This case was argued by Mr. James G. Nye for the petitioner, and by Mr. Edgar W. MacPharran for the respondent.

Ebba Pagel, Annie Corey, et al., Petitioners,
526 vs.
Edward Pagel, as Administrator of the Estate of Jacob E. Hallbom, et al.

This case was argued by Mr. George L. Barnard for the petitioner, and by Mr. Charles A. Swenson for the respondents.

Pursuant to adjournment the Court met at the Capitol.

PRESENT:

The Honorable Charles E. Hughes, Chief Justice,
Willis Van Devanter,
Louis D. Brandeis,
George Sutherland,
Pierce Butler,
Harlan F. Stone,
Owen J. Roberts,
Benjamin N. Cardozo, Associate Justices.
Frank K. Green, Esquire, Marshal,
Charles Elmore Cropley, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. James P. Burns, It is ordered that R. Welton Whann, Esquire, of Los Angeles, State of California, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. James H. Hanley, It is ordered that Archie M. Smith, Esquire, of Pender, State of Nebraska, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Claude A. Fuller, It is ordered that Linwood L. Brickhouse, Esquire, of Little Rock, State of Arkansas, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Erwin N. Griswold, It is ordered that Pauline May Hoffmann, of Los Angeles, State of California, be admitted to practice as an Attorney and Counsellor of this Court, and she was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Clarence N. Goodwin, It is ordered that Lloyd A. Faxon, Esquire, of Chicago, State of Illinois, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. John J. O'Connor, It is ordered that Frederick W. Murphy, Esquire, of New York City, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Frederick B. Campbell, It is ordered that Lounsbury D. Bates, Esquire, of Brooklyn, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Edward T. Taylor, It is ordered that Dan H. Hughes, Esquire, of Montrose, State of Colorado, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Edward T. Taylor, It is ordered that Farrington R. Carpenter, Esquire, of Hayden, State of Colorado, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. James R. Claiborne, It is ordered that Geo. C. Mackay, Esquire, of St. Louis, State of Missouri, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. John B. Hollister, It is ordered that Walton H. Bachrach, Esquire, of Cincinnati, State of Ohio, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. John B. Hollister, It is ordered that Elmer F. Munsicker, Esquire, of Cincinnati, State of Ohio, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

The Chief Justice announced the following orders of the Court:

New York Telephone Company,

Appellant,

586 vs.

Milo R. Maltbie, George R. Van Namee, George R. Lunn, et al., etc.

Appeal from the District Court of the United States for the Southern District of New York.

This cause came on to be heard on the transcript of the record from the District Court of the United States for the Southern District of New York, and on motion to dismiss which was argued by counsel.

On consideration whereof, It is ordered by this Court that the motion to dismiss the appeal herein be, and the same is hereby, granted.

And it is further ordered that the appeal herein be, and the same is hereby, dismissed.

Per Mr. Chief Justice Hughes.

Joseph Falbo,

Petitioner,

421 vs.

The United States of America.

On writ of certiorari to the United States Circuit Court of Appeals for the Ninth Circuit.

This cause came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Ninth Circuit, and was argued by counsel.

On consideration whereof, It is ordered and adjudged by this Court that the judgment of the said United States Circuit Court of Appeals, in this cause, be, and the same is hereby, affirmed; and that this cause be, and the same is hereby, remanded to the District Court of the United States for the District of Idaho.

Per Mr. Chief Justice Hughes.

Iuppa & Battle Company and Great American Indemnity Company,

Appellants,

748 vs.

State Industrial Board of the State of New York and John Dalberth.

Appeal from the Supreme Court of the State of New York, Appellate Division.

This cause came on to be heard on the transcript of the record from the Supreme Court of the State of New York, Appellate Division, and was argued by counsel.

On consideration whereof, It is now here ordered and adjudged by this Court that the appeal herein be, and the same is hereby, dismissed for the want of a substantial federal question.

Per Mr. Chief Justice Hughes.

Miller Cabinet Company,

Appellant,

749 vs.

State Industrial Board of the State of New York and John Boscarino.

Appeal from the Supreme Court of the State of New York, Appellate Division.

This cause came on to be heard on the transcript of the record from the Supreme Court of the State of New York, Appellate Division, and was argued by counsel.

On consideration whereof, It is now here ordered and adjudged by this Court that the appeal herein be, and the same is hereby, dismissed for the want of a substantial federal question.

Per Mr. Chief Justice Hughes.

The Chief Justice said:

"The other orders of the Court appear upon the list certified to by the Chief Justice and filed with the Clerk and will not be announced orally."

Interstate Commerce Commission, Petitioner,

361 vs.

The Pennsylvania Railroad Company and Pennsylvania Company.

Order.

This case is restored to the docket and assigned for re-argument on Monday, March 5th next, after the case heretofore assigned for that day. The Court desires to hear further argument with respect to the construction of the provision of section 7 of the Clayton Act that "This section shall not apply to corporations purchasing such stock solely for investment and not using the same by voting or otherwise to bring about, or in attempting to bring about, the substantial lessening of competition."

Per Mr. Chief Justice Hughes.

State of Arizona, Complainant,

— Original. vs.

State of California, et al.

A rule is ordered to issue returnable on Monday, April 2 next, requiring the defendants to show cause why leave to file the bill to perpetuate testimony should not be granted.

Per Mr. Chief Justice Hughes.

— Original.

Ex parte: Georgia M. Spruill, Petitioner.

On consideration of the motion for leave to file petition for writ of injunction herein,

It is ordered by this Court that the said motion be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

In re: Disbarment of Maurice R. Woulfe.

It having been shown to the Court that Maurice R. Woulfe, a member of the Bar of this Court, has been disbarred from the practice of the law by the District Court of the United States for the Eastern District of Louisiana,

It is ordered, pursuant to Rule 2, paragraph 5 of the Rules of this Court, that the said Maurice R. Woulfe be, and he is hereby, suspended from practice before this Court, and that he show cause, by written return, within forty days of this date, why he should not be disbarred from the further practice of the law before this Court.

Per Mr. Chief Justice Hughes.

The State of New Jersey, Complainant,

13, Original. vs.

The State of Delaware.

Order.

Upon consideration of the statement of William L. Rawls, Special Master herein, of the work done and time employed by him upon the above entitled cause, it is

Ordered that his compensation be fixed in the sum of Twelve Thousand Dollars ($12,000), to be paid by the parties, in the proportions fixed by the opinion for the payment of costs.

It is further ordered that the expenses incurred by the Special Master in this cause be, and the same are hereby, allowed; that the payment of any part thereof by the parties in the proportions fixed by the opinion for the division of costs is hereby confirmed, and that the balance be paid by the parties in the proportion fixed by the opinion for the payment of costs.

Per Mr. Chief Justice Hughes.

Ernest Washington, Petitioner,

771 vs.

Charles Carter, Agent for the State of Indiana.

On consideration of the motion for leave to proceed further herein in forma pauperis,

It is ordered by this Court that the said motion be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Ernest Washington, Petitioner,

771 vs.

Charles Carter, Agent for the State of Indiana.

On petition for writ of certiorari to the Court of Appeals of the District of Columbia.

On consideration of the petition for a writ of certiorari herein to the Court of Appeals of the District of Columbia, and of the argument of counsel thereupon had,

It is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Dr. W. D. Hankins, Petitioner,

774 vs.

The United States of America.

On consideration of the motion for leave to proceed further herein in forma pauperis,

It is ordered by this Court that the said motion be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Dr. W. D. Hankins, Petitioner, vs. The United States of America. 774

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Fifth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Fifth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Frank Massey, Petitioner, vs. The United States of America. 707

Order allowing certiorari.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Seventh Circuit.

The order entered February 12th denying the petition for writ of certiorari in this case is revoked. The petition for writ of certiorari is granted, limited to the question presented upon the petition for rehearing, and the case is assigned for argument on Monday, March 5th next, after the cases heretofore assigned for that day.

And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

Roland Boynton, Attorney General of the State of Kansas, Petitioner, vs. The Hutchinson Gas Company. 655

Order allowing certiorari.

The petition herein for a writ of certiorari to the Supreme Court of the State of Kansas is granted, and the case is assigned for argument on Monday, March 5th next, after the cases heretofore assigned for that day.

And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

The United States,

Petitioner, On petition for writ of certiorari

640 vs. to the Court of Claims.

United States Light & Heat Corporation.

On consideration of the petition for a writ of certiorari herein to the Court of Claims and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

The United States,

Petitioner, On petition for writ of certiorari

641 vs. to the Court of Claims.

United States Light & Heat Corporation.

On consideration of the petition for a writ of certiorari herein to the Court of Claims and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

The United States,

Petitioner, On petition for writ of certiorari

642 vs. to the Court of Claims.

United States Light & Heat Corporation.

On consideration of the petition for a writ of certiorari herein to the Court of Claims and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

The United States,

Petitioner, On petition for writ of certiorari

643 vs. to the Court of Claims.

M. and M. Company.

On consideration of the petition for a writ of certiorari herein to the Court of Claims and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

The United States,

Petitioner, On petition for writ of certiorari

644 vs. to the Court of Claims.

Englert Manufacturing Company.

On consideration of the petition for a writ of certiorari herein to the Court of Claims and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

The United States,

Petitioner, On petition for writ of certiorari

645 vs. to the Court of Claims.

Universal Battery Company.

On consideration of the petition for a writ of certiorari herein to the Court of Claims and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Morse Dry Dock & Repair Company,

Petitioner,

687 vs.

The United States.

On petition for writ of certiorari to the Court of Claims.

On consideration of the petition for a writ of certiorari herein to the Court of Claims and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

North Dakota-Montana Wheat Growers Association, Petitioner,

694 vs.

The United States of America.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Eighth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Eighth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Columbian Carbon Company, Southern Carbon Company and Midland Carbon Company, Petitioners,

703 vs.

The United States.

On petition for writ of certiorari to the Court of Claims.

On consideration of the petition for a writ of certiorari herein to the Court of Claims and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

City of Owatonna,

Petitioner,

715 vs.

Interstate Power Company and Donovan Construction Company.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Eighth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Eighth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

William J. Stratton, Secretary of State of the State of Illinois,

Petitioner,

717 vs.

St. Louis Southwestern Railway Company.

On petition for writ of certiorari to the Supreme Court of the State of Illinois.

On consideration of the petition for a writ of certiorari herein to the Supreme Court of the State of Illinois, and of the argument of counsel thereupon had,

It is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

William J. Stratton, Secretary of State of the State of Illinois,

Petitioner,

718 vs.

United States Pipe and Foundry Company.

On petition for writ of certiorari to the Supreme Court of the State of Illinois.

On consideration of the petition for a writ of certiorari herein to the Supreme Court of the State of Illinois, and of the argument of counsel thereupon had,

It is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Southern Pacific Company,
Petitioner,
719 vs.
G. A. Gibson.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Fifth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Fifth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Commercial Credit Corporation of Baltimore,
Petitioner,
721 vs.
Central Auto Renting Corporation.

On petition for writ of certiorari to the Supreme Court of the State of New York.

On consideration of the petition for a writ of certiorari herein to the Supreme Court of the State of New York, and of the argument of counsel thereupon had,

It is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Appalachian Electric Power Company,
Petitioner,
729 vs.
George Otis Smith, Frank R. McNinch, Ralph B. Williamson, et al., etc.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Fourth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Fourth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

The C. Pardee Works,

Petitioner,

730 vs.

Charles V. Duffy, Formerly Collector of Internal Revenue.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Third Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Third Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

National Linen Service Corporation, trading as Richmond Linen Supply Company, Appellant,

399 vs.

City of Lynchburg, Virginia, its mayor, et al.

A petition for rehearing having been filed in this cause by counsel for the appellant;

Upon consideration whereof, It is ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

United States Fidelity and Guaranty Company, Petitioner,

693 vs.

W. K. Howard, Receiver of First National Bank of Samersville.

A petition for rehearing having been filed in this cause by counsel for the petitioner;

Upon consideration thereof, It is ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

The United States of America,

Appellant,

779 vs.

Frederick B. Campbell.

On consideration of the motion of Mr. Frederick B. Campbell to reinstate the appeal herein,

It is ordered by this Court that the said motion be, and the same is hereby, denied.

The Commonwealth of Pennsylvania, Complainant,

18, Original. vs.

The State of Arkansas.

The answer of the defendant herein was presented.

Proclamation being made the Court is adjourned until Monday, March 5, at

Pursuant to adjournment the Court met at the Capitol.

PRESENT:

The Honorable Charles E. Hughes, Chief Justice,
Willis Van Devanter,
James C. McReynolds,
Louis D. Brandeis,
George Sutherland, Associate Justices.
Pierce Butler,
Harlan F. Stone,
Owen J. Roberts,
Benjamin N. Cardozo,
Frank K. Green, Esquire, Marshal,
Charles Elmore Cropley, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. Lionel A. Norman, It is ordered that William L. Hunter, Esquire, of Chicago, State of Illinois, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. John Dewey Sadler, It is ordered that Kenneth Lyddane, Esquire, of Rockville, State of Maryland, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Otto B. Rupp, It is ordered that Philip D. Macbride, Esquire, ofSeattle, State of Washington, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. James John Heyden, It is ordered that M. D. Kirk, Esquire, of Tulsa, State of Oklahoma, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. James John Hayden, It is ordered that Paul E. Roadifer, Esquire, of Council Bluffs, State of Iowa, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Paul J. Christian, It is ordered that Wm. H. McClendon, Jr., Esquire, of New Orleans, State of Louisiana, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. William J. Neale, It is ordered that J. Leonard Townsend, Esquire, of Chevy Chase, State of Maryland, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Wm. I. Treager, It is ordered that Mrs. Catherine A. McKenna, of Los Angeles, State of California, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Wm. I. Treager, It is ordered that J. Irving McKenna, Esquire, of Los Angeles, State of California, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Prentiss M. Brown, It is ordered that James F. Shepherd, Esquire; of Cheboygan, State of Michigan, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. William J. Neale, It is ordered that Joseph Sterling, Esquire, of New York City, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Robert J. Bulkley, It is ordered that Marvin J. Laronge, Esquire, of Cleveland, State of Ohio, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. James R. Claiborne, It is ordered that David Baron, Esquire, of St. Louis, State of Missouri, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Francis V. S. Oliver, Jr., It is ordered that Dalton Dwyer, Esquire, of New York City, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Francis V. S. Oliver, Jr., It is ordered that Emanuel Redfield, Esquire, of New York City, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Kenneth McKellar, It is ordered that W. H. Peters, Jr., Esquire, of Knoxville, State of Tennessee, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Dean Hill Stanley, It is ordered that Albert E. Kane, Esquire, of New York City, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Frank J. Wideman, It is ordered that Lucius A. Buck, Esquire, of West Palm Beach, State of Florida, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. George B. Springston, It is ordered that Harold Davis, Esquire, of New York City, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

Life & Casualty Insurance Company
of Tennessee, Appellant,
89 vs.
Ossie McCray.

Appeal from the Supreme Court of the State of Arkansas.

This cause came on to be heard on the transcript of the record from the Supreme Court of the State of Arkansas, and was argued by counsel,

On consideration whereof, It is now here ordered and adjudged by this Court that the judgment of the said Supreme Court, in this cause, be, and the same is hereby, affirmed with costs, and interest, until paid, at the same rate per annum that similar judgments bear in the courts of the State of Arkansas.

Per Mr. Justice Cardozo.

Mr. Justice Van Devanter, Mr. Justice Sutherland, and Mr. Justice Butler dissent in respect of the 12% penalty or damages.

Life & Casualty Insurance Company
of Tennessee, Appellant,
509 vs.
Albert Barefield.

Appeal from the Supreme Court of the State of Arkansas.

This cause came on to be heard on the transcript of the record from the Supreme Court of the State of Arkansas, and was argued by counsel.

On consideration whereof, It is now here ordered and adjudged by this Court that the judgment of the said Supreme Court, in this cause, be, and the same is hereby, affirmed with costs, and interest, until paid, at the same rate per annum that similar judgments bear in the courts of the State of Arkansas.

Per Mr. Justice Cardozo.

The Travelers Protective Association of America, Petitioner, vs. Uluetta Prinsen. 429

On writ of certiorari to the United States Circuit Court of Appeals for the Tenth Circuit.

This cause came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Tenth Circuit, and was argued by counsel.

On consideration whereof, It is ordered and adjudged by this Court that the judgment of the said United States Circuit Court of Appeals, in this cause, be, and the same is hereby, reversed with costs, and that the judgment of the District Court of the United States for the District of Utah, in this cause, be, and the same is hereby, affirmed.

And it is further ordered that this cause be, and the same is hereby, remanded to the said District Court for further proceedi..gs in conformity with the opinion of this Court.

Per Mr. Justice Cardozo.

Dissenting opinion by Mr. Justice Stone.

Leo Nebbia, Appellant, vs. The People of the State of New York. 531

Appeal from the County Court of Monroe County, State of New York.

This cause came on to be heard on the transcript of the record from the County Court of Monroe County, State of New York, and was argued by counsel.

On consideration whereof, It is now here ordered and adjudged by this Court that the judgment of the said County Court of Monroe County, in this cause, be, and the same is hereby, affirmed with costs.

Per Mr. Justice Roberts.

Separate opinion by Mr. Justice McReynolds in which Mr. Justice Van Devanter, Mr. Justice Sutherland, and Mr. Justice Butler concur.

Inger Juliane Hansen,

Petitioner,

325 vs. On writ of certiorari to the United

Edward L. Haff, Acting Commissioner of Immigration for the Port of San Francisco. States Circuit Court of Appeals for the Ninth Circuit.

This cause came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Ninth Circuit, and was argued by counsel.

On consideration whereof, It is ordered and adjudged by this Court that the judgment of the said United States Circuit Court of Appeals, in this cause, be, and the same is hereby, reversed; and that this cause be, and the same is hereby, remanded to the District Court of the United States for the Northern District of California for further proceedings in conformity with the opinion of this Court.

Per Mr. Justice Roberts.

Dissenting opinion by Mr. Justice Butler.

Globe Indemnity Company,

Petitioner,

419 vs. On writ of certiorari to the United

The United States of America to the Use of Steacy-Schmidt Manufacturing Company, Incorporated. States Circuit Court of Appeals for the Third Circuit.

This cause came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Third Circuit, and was argued by counsel.

On consideration whereof, It is ordered and adjudged by this Court that the judgment of the said United States Circuit Court of Appeals, in this cause, be, and the same is hereby, reversed with costs; and that this cause be, and the same is hereby, remanded to the District Court of the United States for the Eastern District of Pennsylvania for further proceedings in conformity with the opinion of this Court.

Per Mr. Justice Stone.

Guy T. Helvering, Commissioner of
Internal Revenue, Petitioner, vs. The Newport Company. — On writ of certiorari to the United States Circuit Court of Appeals for the Seventh Circuit.

515

This cause came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Seventh Circuit, and was argued by counsel.

On consideration whereof, It is ordered and adjudged by this Court that the judgment of the said United States Circuit Court of Appeals, in this cause, be, and the same is hereby, reversed; and that this cause be, and the same is hereby, remanded to the said Circuit Court of Appeals for further proceedings in conformity with the opinion of this Court.

Per Mr. Justice Stone.

Florence Samuels Landress, Petitioner, vs. Phoenix Mutual Life Insurance Company and Travelers Insurance Company. — On writ of certiorari to the United States Circuit Court of Appeals for the Sixth Circuit.

295

This cause came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Sixth Circuit, and was argued by counsel.

On consideration whereof, It is ordered and adjudged by this Court that the judgment of the said United States Circuit Court of Appeals, in this cause, be, and the same is hereby, affirmed with costs; and that this cause be, and the same is hereby, remanded to the District Court of the United States for the Eastern District of Tennessee.

Per Mr. Justice Stone.

Dissenting opinion by Mr. Justice Cardozo.

Trinityfarm Construction Company,

Appellant,

355 vs. Appeal from the District Court of the

Alice Lee Grosjean, Supervisor of Public Accounts for the State of Louisiana. United States for the Eastern District of Louisiana.

This cause came on to be heard on the transcript of the record from the District Court of the United States for the Eastern District of Lousiana, and was argued by counsel.

On consideration whereof, It is ordered, adjudged, and decreed by this Court that the decree of the said District Court in this cause be, and the same is hereby, affirmed with costs.

Per Mr. Justice Butler.

Mr. Justice Cardozo concurs in the result.

Ebba Pagel, Annie Corey, Clara Hallbom, and Charles Hallbom,

Petitioners,

526 vs.

Edward Pagel, as Administrator of the Estate of Jacob K. Hallbom, et al.

On writ of certiorari to the Supreme Court of the State of Minnesota.

This cause came on to be heard on the transcript of the record from the Supreme Court of the State of Minnesota, and was argued by counsel.

On consideration whereof, It is now here ordered and adjudged by this Court that the judgment of the said Supreme Court, in this cause be, and the same is hereby, affirmed with costs.

Per Mr. Justice Butler.

Santos Miguel, Petitioner,

435 vs.

J. Raymond McCarl, Comptroller General of the United States, and Frederick W. Coleman, Chief of Finance, United States Army.

On writ of certiorari to the Court of Appeals of the District of Columbia.

This cause came on to be heard on the transcript of the record from the Court of Appeals of the District of Columbia, and was argued by counsel.

On consideration whereof, It is now here ordered, adjudged, and decreed by this Court that the decree of the said Court of Appeals, in this cause be, and the same is hereby, reversed as to respondent Coleman and affirmed as to the Comptroller General; and that this cause be, and the same is hereby, remanded to the said Court of Appeals for further proceedings in conformity with the opinion of this Court.

Per Mr. Justice Sutherland.

The United States of America, Interstate Commerce Commission, et al., Appellants,

422 vs.

Illinois Central Railroad Company, et al.

Appeal from the District Court of the United States for the District of Delaware.

This cause came on to be heard on the transcript of the record from the District Court of the United States for the District of Delaware, and was argued by counsel.

On consideration whereof, It is ordered, adjudged, and decreed by this Court that the decree of the said District Court in this cause be, and the same is hereby, reversed; and that this cause be, and the same is hereby, remanded to the said District Court for further proceedings in conformity with the opinion of this Court.

Per Mr. Justice Sutherland.

Concurring opinion by Mr. Justice Stone in which Mr. Justice Brandeis, Mr. Justice Roberts, and Mr. Justice Cardozo join.

Chase National Bank of the City of New York, Successor Trustee to the Equitable Trust Company of New York, N. Y., Petitioner,

290 vs.

The City of Norwalk, Ohio.

On writ of certiorari to the United States Circuit Court of Appeals for the Sixth Circuit.

This cause came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Sixth Circuit, and was argued by counsel.

On consideration whereof, It is ordered, adjudged, and decreed by this Court that the decree of the said United States Circuit Court of Appeals, in this cause, be, and the same is hereby, reversed with costs; and that this cause be, and the same is hereby, remanded to the said Circuit Court of Appeals for further proceedings in conformity with the opinion of this Court.

Per Mr. Justice Brandeis.

Guy T. Helvering, Commissioner of Internal Revenue, Petitioner,

349 vs.

American Chicle Company.

On writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

This cause came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Second Circuit, and was argued by counsel.

On consideration whereof, It is ordered and adjudged by this Court that the judgment of the said Circuit Court of Appeals, in this cause, be, and the same is hereby, reversed; and that this cause be, and the same is hereby, remanded to the said Circuit Court of Appeals for further proceedings in conformity with the opinion of this Court.

Per Mr. Justice McReynolds.

Noah Best, Administrator of the Estate of AlbertEdward Best, Deceased, Petitioner,

477 vs.

District of Columbia.

On writ of certiorari to the Court of Appeals of the District of Columbia.

This cause came on to be heard on the transcript of the record from the Court of Appeals of the District ofColumbia, and was argued by counsel.

On consideration whereof, It is now here ordered and adjudged by this Court that the judgment of the said Court of Appeals, in this cause be, and the same is hereby, reversed with costs; and that this cause be, and the same is hereby, remanded to the said Court of Appeals for further proceedings in conformity with the opinion of this Court.

Per Mr. Chief Justice Hughes.

Hamburg-American Line, Petitioner,

343 vs.

The United States of America.

On writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

This cause came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Second Circuit, and was argued by counsel.

On consideration whereof, It is ordered and adjudged by this Court that the judgment of the said United States Circuit Court of Appeals, in this cause, be, and the same is hereby, affirmed; and that this cause be, and the same is hereby, remanded to the District Court of the United States for the Southern District of New York.

Per Mr. Chief Justice Hughes.

The Chief Justice announced the following orders of the Court:

Leo F. Jarvis and W. J. Simpson, Appellants, vs. People of the State of California. — Appeal from the District Court of Appeal of the State of California, 4th Appellate District.

726

This cause came on to be heard on the transcript of the record from the District Court of Appeal of the State of California, 4th Appellate District, and was argued by counsel.

On consideration whereof, It is now here ordered and adjudged by this Court that the appeal herein be, and the same is hereby, dismissed for the want of a substantial Federal question.

Per Mr. Chief Justice Hughes.

Leo F. Jarvin and W. J. Simpson, Petitioners, vs. People of the State of California. — On petition for writ of certiorari to the District Court of Appeal of the State of California, 4th Appellate District.

726

On consideration of the petition for a writ of certiorari herein to the District Court of Appeal of the State of California, 4th Appellate District, and of the argument of counsel thereupon had,

It is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Western & Atlantic Railroad Appellant, vs. Mrs. Vinnie Michael. — Appeal from the Supreme Court of the State of Georgia.

768

This cause came on to be heard on the transcript of the record from the Supreme Court of the State of Georgia, and on motion to dismiss or affirm which was argued by counsel.

On consideration whereof, It is now here ordered by this Court that the motion to dismiss the appeal herein be, and the same is hereby, granted.

And it is further ordered that the appeal herein be, and the same is hereby, dismissed for the want of a substantial Federal question.

The Chief Justice said:

"The other orders of the Court appear upon the list certified to by the Chief Justice and filed with the Clerk and will not be announced orally."

Mrs. C. D. Gillen, Petitioner,

782 vs.

American Employers' Insurance Company.

On consideration of the motion for leave to proceed further herein in forma pauperis,

It is ordered by this Court that the said motion be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Mrs. C. D. Gillen, Petitioner, On petition for writ of certiorari

782 vs. to the United States Circuit Court

American Employers' Insurance Company. of Appeals for the Fifth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Fifth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Wilbur E. Foshay and Henry H. Henley, Petitioners,

805 vs.

The United States of America.

On consideration of the motion for leave to proceed further herein in forma pauperis,

It is ordered by this Court that the said motion be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Wilbur B. Foshay and Henry H. Henley,

Petitioners,

805 vs.

The United States of America.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Eighth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Eighth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Mrs. J. S. Connor, Petitioner,

809 vs.

Alabama Great Southern Railroad Company, et al.

On consideration of the motion for leave to proceed further herein in forma pauperis,

It is ordered by this Court that the said motion be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Mrs. J. S. Connor, Petitioner,

809 vs.

Alabama Great Southern Railroad Company, et al.

On petition for writ of certiorari to the Supreme Court of the State of Alabama.

On consideration of the petition for a writ of certiorari herein to the Supreme Court of the State of Alabama, and of the argument of counsel thereupon had,

It is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Commonwealth of Pennsylvania, Complainant,

18, Original. vs. Order.

State of Arkansas.

The answer of the defendant is received and ordered to be filed.

Per Mr. Chief Justice Hughes.

Illinois Commerce Commission, et al., Appellants,

787 vs.

The United States of America, et al.

In this case probable jurisdiction is noted. The motion to advance is granted and the case is assigned for argument on Monday, April 30, next.

Per Mr. Chief Justice Hughes.

The Texas & Pacific Railway Company, Petitioner,

128 vs.

S. O. Pottorff, Receiver of the First National Bank of El Paso, Texas.

Ordered, that the opinion in this case be amended as follows: By striking out the following now appearing in note 15 on page 8 of said opinion:

To insure fulfilment of this function the Government subjects national banks to close and constant supervision so as to maintain the solvency of the bank. It is made a crime to accept a deposit with knowledge of insolvency. Only when the bank's condition measures up to the prescribed standards of safety and liquidity may deposits be received.

Per Mr. Chief Justice Hughes.

Spring City Foundry Company, Petitioner,
727 vs.
Commissioner of Internal Revenue.

Order allowing certiorari.

The petition herein for a writ of certiorari to the United States Circuit Court of Appeals for the Seventh Circuit is granted, limited to the question whether a debt ascertained to be partially worthless in 1920 was deductible in that year under either Section 234 (a) (4) or Section 234 (a) (5), and to the question whether the debt was returnable as taxable income in that year to the extent that it was then ascertained to be worthless.

And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

Spring City Foundry Company, Petitioner,
728 vs.
Commissioner of Internal Revenue.

Order allowing certiorari.

The petition herein for a writ of certiorari to the United States Circuit Court of Appeals for the Seventh Circuit is granted, limited to the question whether a debt ascertained to be partially worthless in 1920 was deductible in that year under either Section 234 (a) (4) or Section 234 (a) (5), and to the question whether the debt was returnable as taxable income in that year to the extent that it was then ascertained to be worthless.

And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

Bertha Meyer Smith, Petitioner,
742 vs.
United States of America.

Order allowing certiorari.

The petition herein for a writ of certiorari to the United States Circuit Court of Appeals for the Ninth Circuit is granted. And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

——, Original.

Ex Parte: The United Engineering and Foundry Co., Petitioner.

On consideration of the motion for leave to file a petition for writ of mandamus herein,

It is ordered by this Court that the said motion be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

United Engineering and Foundry Company, Petitioner,
766 vs.
The Cold Metal Process Company.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Third Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Third Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Mahoning Investment Company, Petitioner,
711 vs.
The United States.

On petition for writ of certiorari to the Court of Claims.

On consideration of the petition for a writ of certiorari herein to the Court of Claims and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Mahoning Investment Company, Petitioner,
711 vs.
The United States.

On consideration of the motion to remand this case to the Court of Claims for corrected findings of fact,

It is ordered by this Court that the said motion be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Rochester & Pittsburgh Coal & Iron Company, Petitioner,
712 vs.
The United States.

On petition for writ of certiorari to the Court of Claims.

On consideration of the petition for a writ of certiorari herein to the Court of Claims and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Rochester & Pittsburgh Coal & Iron Company, Petitioner,
712 vs.
The United States.

On consideration of the motion to remand this case to the Court of Claims for corrected findings of fact,

It is ordered by this Court that the said motion be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Atlantic Mills of Rhode Island, Petitioner,
706 vs.
The United States.

On petition for writ of certiorari to the Court of Claims.

On consideration of the petition for a writ of certiorari herein to the Court of Claims and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

W. W. Wheelock and William G. Bierd, as Receivers of the Chicago & Alton Railroad Company, Petitioners,
724 vs.
Gladys M. Young, as Administratrix of the Estate of Ward P. Young, Deceased.

On petition for writ of certiorari to the Supreme Court of the State of Missouri.

On consideration of the petition for a writ of certiorari herein to the Supreme Court of the State of Missouri, and of the argument of counsel thereupon had,

It is now here ordered by this Court that the said petition be, and the same is hereby, denied.

The Mutual Life Insurance Company of New York,

Petitioner,

725 vs.

Wells Fargo Bank & Union Trust Company.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Ninth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Ninth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

John Hugart, Petitioner,

735 vs.

A. C. Aderhold, Warden, United States Penitentiary, Atlanta, Georgia.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Fifth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Fifth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

George H. Wigton,

Petitioner,

737 vs.

Conway P. Coe, U. S. Commissioner of Patents.

On petition for writ of certiorari to the Court of Appeals of the District of Columbia.

On consideration of the petition for a writ of certiorari herein to the Court of Appeals of the District of Columbia, and of the argument of counsel thereupon had,

It is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Big Lake Oil Company, Petitioner,

738 vs. On petition for writ of certiorari

D. B. Heiner, Collector of Internal Revenue of The United States for the Twenty-third District of Pennsylvania. to the United States Circuit Court of Appeals for the Third Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Third Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Joel T. Boone, Petitioner, On petition for writ of certiorari to the Court of Appeals of the District of Columbia.

739 vs.

Virginia B. Phelps.

On consideration of the petition for a writ of certiorari herein to the Court of Appeals of the District of Columbia, and of the argument of counsel thereupon had,

It is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Arthur G. Previn, Petitioner, On petition for writ of certiorari

746 vs. to the United States Circuit Court

Tenacre Incorporated, George Barmore and Katherine Barmore. of Appeals for the Third Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Third Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Henry Siefke, Samuel Holland and
George Rosenblum, Petitioners,
747 vs. On petition for writ of certiorari
George D. Wick, F. H. Hoffstat and to the United States Circuit Court
Walter A. Bonitz, Receivers of the of Appeals for the Third Circuit.
Pressed Steel Car Company.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Third Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

The Buffalo Dry Dock Company,
Petitioner, On petition for writ of certiorari
to the United States Circuit Court
750 vs. of Appeals for the Second Circuit.
Victor Salkeld and Dorr E. Warner.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Second Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

The General Chemical Company,
Petitioner, On petition for writ of certiorari
to the United States Circuit Court
756 vs. of Appeals for the Third Circuit.
The Selden Company.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Third Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

American Surety Company of New York,

Petitioner,

757 vs.

The Bankers Savings & Loan Association of Omaha, Nebraska.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Eighth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Eighth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

The Southern Railway Company,

Petitioner,

759 vs.

David Sevier Wilbanks.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Fifth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Fifth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

The Southern Railway Company,

Petitioner,

760 vs.

Mrs. Daisy Lawrence.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Fifth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Fifth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Mrs. Mary Price Orr, Rees Price Orr and James W. Orr, Petitioners, vs. William C. Reilly, Trustee of Lane Drug Stores, Inc., Bankrupt. — On petition for writ of certiorari to the United States Circuit Court of Appeals for the Fifth Circuit.

769

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Fifth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Rucks-Brandt Construction Company, Petitioner, vs. Chas. Price, Sheriff of Tulsa County Oklahoma and C. C. Silver. — On petition for writ of certiorari to the Supreme Court of the State of Oklahoma.

698

On consideration of the petition for a writ of certiorari herein to the Supreme Court of the State of Oklahoma, and of the argument of counsel thereupon had,

It is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

The United States of America, ex rel. Lizzie Dean, in Behalf of Mohamed Mahfood, Alias Albert Mohfus, Petitioner, vs. E. P. Reynolds and C. A. Palmer, United States Immigration Inspector and United States District Director of Immigration. — On petition for writ of certiorari to the United States Circuit Court of Appeals for the Seventh Circuit.

736

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Seventh Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Revere Sugar Refinery, American Sugar Refinery Company, Lever Brothers Co., et al., Petitioners,
745 vs.
Pennsylvania Trust Company of Pittsburgh, Receiver in Bankruptcy of Jacob Marcus, et al., etc.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Third Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Third Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Benrus Watch Company and S. H. Pomerance Co., Inc., Petitioners,
752 vs.
The United States.

On petition for writ of certiorari to the Court of Customs and Patent Appeals.

On consideration of the petition for a writ of certiorari herein to the Court of Customs and Patent Appeals, and of the argument of counsel thereupon had,

It is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Henry A. Wallace, Secretary of Agriculture, et al., Petitioners,
754 vs.
The Board of Trade of the City of Chicago.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Seventh Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Seventh Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Farmers National Grain Corporation, Petitioner, vs. Board of Trade of the City of Chicago. — On petition for writ of certiorari to the United States Circuit Court of Appeals for the Seventh Circuit.

755

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Seventh Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Baltimore and Ohio Railroad Company, Petitioner, vs. Joseph Zahrobsky. — On petition for writ of certiorari to the United States Circuit Court of Appeals for the Fourth Circuit.

758

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Fourth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Peerless Motor Car Corporation, Petitioner, vs. George Taylor, on Behalf of Himself and on Behalf of All Other Stockholders of Peerless Motor Car Corporation. — On petition for writ of certiorari to the Supreme Court of the State of Ohio.

761

On consideration of the petition for a writ of certiorari herein to the Supreme Court of the State of Ohio, and of the argument of counsel thereupon had,

It is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

The Centment Corporation, Petitioner,
764 vs.
John Marsch.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the First Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the First Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

The Union National Bank of Pittsburgh and Scott H. Nesbit, Trustees, etc., et al., Petitioners,
765 vs.
Fidelity Trust Company, Administrator Pendente Lite of the Estate of Harrison Nesbit, Deceased.

On petition for writ of certiorari to the Supreme Court of the State of Pennsylvania.

On consideration of the petition for a writ of certiorari herein to the Supreme Court of the State of Pennsylvania, and of the argument of counsel thereupon had,

It is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Columbian National Life Insurance Company, Petitioner,
770 vs.
Morton Helsband.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Second Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

H. H. Miller, Petitioner,
777 vs.
R. L. Van Zandt, Receiver of the Texas National Bank.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Fifth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Fifth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Ida A. Van Dyke, Petitioner,
311 vs.
Guy T. Helvering, Commissioner of Internal Revenue.

A petition for rehearing having been filed in this cause,

Upon consideration thereof, It is ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Cleve W. Van Dyke, Petitioner,
312 vs.
Guy T. Helvering, Commissioner of Internal Revenue.

A petition for rehearing having been filed in this cause,

Upon consideration thereof, It is ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Standard Oil Company of California, Appellant,
347 vs.
The People of the State of California.

A petition for rehearing having been filed in this cause,

Upon consideration thereof, It is ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

New Amsterdam Casualty Company, Petitioner,

653 vs.

The United States of America.

A petition for rehearing having been filed in this cause,

Upon consideration thereof, It is ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

The United States of America,

Appellant,

838 vs.

James B. Brown, Charles F. Jones, and Mrs. A. E. Latta.

Appeal from the District Court of the United States for the Western District of Kentucky.

This cause having been called to the attention of the Court by Mr. Solicitor General Biggs in behalf of the United States, and he having moved the Court to dismiss the appeal herein and to send down the mandate forthwith.

Therefore, in pursuance of said motion, it is now here ordered and adjudged by this Court, that this appeal be, and the same is hereby, dismissed, and that the mandate issue forthwith.

Per Mr. Chief Justice Hughes.

— Original.

Ex parte: Richfield Oil Company of California, et al., Petitioners.

The motion for leave to file petitions for writs of mandamus herein was submitted by Mr. George B. Springston for the petitioners.

Keystone Driller Company, Petitioner,
34 vs.
General Excavator Company;

Keystone Driller Company, Petitioner,
35 vs.
General Excavator Company;

Keystone Driller Company, Petitioner,
36 vs.
The Osgood Company;

Keystone Driller Company, Petitioner,
37 vs.
The Osgood Company.

The motion to recall the mandates herein was submitted by Mr. Challon B. Ellis for the respondents in support of the motion, and by Mr. Frank O. Richey and Mr. William H. Boyd, for the petitioner in opposition thereto.

The Texas & Pacific Railway Company, Petitioner,
128 vs.
S. O. Pottorff, Receiver of the First National Bank of El Paso, Texas.

On consideration of the motion of Mr. John C. Donnally in behalf of counsel for the petitioner to extend the time within which to file a petition for rehearing in this cause for two weeks,

It is ordered by this Court that the said motion be, and the same is hereby, granted.

Per Mr. Chief Justice Hughes.

Commonwealth of Kentucky, Complainant,
10, Original. vs.
State of Indiana, et al.

Report No. 8 of defendant State of Indiana was presented.

The Commonwealth of Pennsylvania, Complainant,
18, Original. vs.
The State of Arkansas.

It appearing to the Court that counsel for the complainant has filed a motion to dismiss the bill of complaint in this cause without prejudice.

Therefore, in pursuance of said motion, it is ordered by this Court that the bill of complaint in this cause be, and the same is hereby, dismissed without prejudice.

Per Mr. Chief Justice Hughes.

Ex Parte: Principality of Monaco, Plaintiff,

— Original. vs.

State of Mississippi.

The argument on the rule and return commenced by Mr. Frederic R. Coudert for the plaintiff; continued by Mr. Dean Emery for the plaintiff; by Mr. J. A. Lauderdale and Mr. Greek L. Rice for the defendant; and concluded by Mr. Frederic R. Coudert for the plaintiff. Leave was granted plaintiff to file additional brief by Friday, March 9th.

Frank Massey, Petitioner,

707 vs.

The United States of America.

This case was argued by Mr. Edward F. Colladay for the petitioner, and by Mr. Solicitor General Biggs for the respondent.

New Colonial Ice Company, Inc., Petitioner,

547 vs.

Commissioner of Internal Revenue.

The argument of this case was commenced by Mr. Joseph Sterling for the petitioner.

TUESDAY, MARCH 6, 1934

Pursuant to adjournment the Court met at the Capitol.

PRESENT:

The Honorable Charles E. Hughes, Chief Justice,
Willis Van Devanter,
James C. McReynolds,
Louis D. Brandeis,
George Sutherland, Associate Justices.
Pierce Butler,
Harlan F. Stone,
Owen J. Roberts,
Benjamin N. Cardozo,
Frank K. Green, Esquire, Marshal,
Charles Elmore Cropley, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. Paul Segal, It is ordered that Thos. J. Dixon, Esquire, of Los Angeles, State of California, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Paul Segal, It is ordered that Don F. Tyler, Esquire, of Los Angeles, State of California, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Herbert L. Davis, It is ordered that Patrick A. McCarran, Esquire, of Reno, State of Nevada, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Otto B. Rupp, It is ordered that Abraham M. Davis, Esquire, of New York City, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Howard F. Bresee, It is ordered that Blake A. Williamson, Esquire, of Kansas City, State of Kansas, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Geo. A. Keyser, It is ordered that Edward J. Robins, Esquire, of Fremont, State of Nebraska, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Albert S. Lisenby, It is ordered that John C. Noonan, Esquire, of Philadelphia, State of Pennsylvania, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Charles D. Hamel, It is ordered that Randell Larson, Esquire, of San Francisco, State of California, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Robert Ewing Thomason, It is ordered that George A. Work, Esquire, of San Francisco, State of California, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Albert E. Carter, It is ordered that Charles F. Metteer, Esquire, of Sacramento, State of California, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. James R. Claiborne, It is ordered that James W. McAfee, Esquire, of St. Louis, State of Missouri, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Jas. Hamilton Lewis, It is ordered that Charles E. Mason, Esquire, of Waukegan, State of Illinois, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Jas. Hamilton Lewis, It is ordered that Wallace Streeter, Esquire, of Washington, District of Columbia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Albert E. Carter, It is ordered that John P. Dockweiler, Esquire, of Los Angeles, State of California, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Albert E. Carter, It is ordered that Ralph R. Eltse, Esquire, of Berkeley, State of California, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

New Colonial Ice Company, Inc., Petitioner,
547 vs.
Guy T. Helvering, Commissioner of Internal Revenue.

The argument of this case was continued by Mr. Joseph Sterling for the petitioner, and concluded by Mr. H. Brian Holland for the respondent.

Hans Elliot and United States Fidelity and Guaranty Company, Petitioners,
463 vs.
Thomas R. Lombard.

This case was argued by Mr. Wm. H. McClendon, Jr., for the petitioners, and by Mr. Purnell M. Milner for the respondent. Leave was granted respondent to file additional brief by Friday next.

M. C. Hinderlider, as State Engineer of the State of Colorado, et al., etc., Appellants,
588 vs.
The La Plata River and Cherry Creek Ditch Company.

The argument of this case was commenced by Mr. Ralph L. Carr for the appellants, and continued by Mr. Reese McCloskey for the appellee.

Pursuant to adjournment the Court met at the Capitol.

PRESENT:

The Honorable Charles E. Hughes, Chief Justice,
Willis Van Devanter,
James C. McReynolds,
Louis D. Brandeis,
George Sutherland, Associate Justices.
Pierce Butler,
Harlan F. Stone,
Owen J. Roberts,
Benjamin N. Cardozo,
Frank K. Green, Esquire, Marshal,
Charles Elmore Cropley, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. I. K. Lewis, It is ordered that Alex G. McKnight, Esquire, of Duluth, State of Minnesota, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Thomas Morton McDonald, It is ordered that Sanford Trippet, Esquire, of Princeton, State of Indiana, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. H. H. Taylor, It is ordered that James B. Hodges, Esquire, of Lake City, State of Florida, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. William H. Burwell, It is ordered that Linton M. Collins, Esquire, of Miami, State of Florida, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Robert E. Quirk, It is ordered that William A. Dougherty, Esquire, of Cleveland, State of Ohio, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Ralph C. Binford, It is ordered that Floyd L. Knight, Esquire, of Miami, State of Florida, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Charles V. Imlay, It is ordered that Ralph G. Boyd, Esquire, of Boston, State of Massachusetts, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. James J. Lenihan, It is ordered that Frank H. Wang, Esquire, of Balboa Heights, Canal Zone, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Harold B. Teegarden, It is ordered that Roy A. Cheney, Esquire, of Washington, District of Columbia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Brent Spence, It is ordered that Jno. E. Shepard, Esquire, of Covington, State of Kentucky, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

M. C. Hinderlider, as State Engineer of the State of Colorado, et al., etc., Appellants,
588 vs.
The La Plata River and Cherry Creek Ditch Company.

The argument of this case was continued by Mr. Reese McCloskey for the appellee, and concluded by Mr. Paul P. Prosser for the appellants.

A. Magnano Company, Appellant,
589 vs.
C. W. Hamilton, as Attorney General of the State of Washington, et al., etc.

This case was argued by Mr. Otto B. Rupp for the appellant, and by Mr. E. P. Donnelly and Mr. Philip D. MacBride for the appellees.

Ruth Loughran, Petitioner,
565 vs.
John Loughran, et al., etc.

This case was argued by Mr. Robert H. McNeill for the petitioner, and by Mr. Wm. E. Leahy for the respondents. Leave was granted petitioner to file an additional brief within two days.

Mona Motor Oil Company, Appellant,
555 vs.
Ray E. Johnson, Treasurer of the State of Iowa, et al.

The argument of this case was commenced by Mr. Paul E. Roadifer for the appellant.

Proclamation being made the Court is adjourned until tomorrow at 12 o'clock.

THURSDAY, MARCH 8, 1934

Pursuant to adjournment the Court met at the Capitol.

PRESENT:

The Honorable Charles E. Hughes, Chief Justice,
James C. McReynolds,
Louis D. Brandeis,
George Sutherland,
Pierce Butler,
Harlan F. Stone,
Owen J. Roberts,
Benjamin N. Cardozo, Associate Justices.
Frank K. Green, Esquire, Marshal,
Charles Elmore Cropley, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. Frank L. Hatch, It is ordered that William St. John Wines, Esquire, of Springfield, State of Illinois, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Ernest Lundeen, It is ordered that Marshall S. Snyder, Esquire, of Minneapolis, State of Minnesota, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

Mona Motor Oil Company,
Appellant,
555 vs.
Ray E. Johnson, Treasurer of the State of Iowa, et al.

The argument of this case was continued by Mr. Paul E. Roadifer for the appellant; by Mr. L. W. Powers for the appellees; and concluded by Mr. M. D. Kirk for the appellant.

John L. Gilvary,
Petitioner,
575 vs.
Cuyahoga Valley Railway Company.

This case was argued by Mr. M. L. Bernsteen for the petitioner, and by Mr. W. T. Kinder for the respondent.

Charles Ilfeld Company,
Petitioner,
579 vs.
B. C. Hernandez, Collector of Internal Revenue, etc.

This case was argued by Mr. A. T. Hannett for the petitioner, and by Mr. Erwin N. Griswold for the respondent.

Alice Aschenbrenner,
Petitioner,
578 vs.
United States Fidelity & Guaranty Company.

This case was argued by Mr. Randell Larsen for the petitioner, and by Mr. George A. Work for the respondent.

John Pokora,
Petitioner,
585 vs.
The Wabash Railway Company.

The argument of this case was commenced by Mr. Wm. St. J. Wines for the petitioner.

Proclamation being made the Court is adjourned until tomorrow at 12 o'clock.

FRIDAY, MARCH 9, 1934

Pursuant to adjournment the Court met at the Capitol.

PRESENT:

The Honorable Charles E. Hughes, Chief Justice,
Willis Van Devanter,
James C. McReynolds,
Louis D. Brandeis,
George Sutherland,
Pierce Butler,
Harlan F. Stone,
Owen J. Roberts,
Benjamin N. Cardozo, Associate Justices.
Frank K. Green, Esquire, Marshal,
Charles Elmore Cropley, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. Charles S. Bolsterling, It is ordered that James Kirkman Jackson, Esquire, of Birmingham, State of Alabama, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Charles S. Bolsterling, It is ordered that Lucien D. Gardner, Jr., Esquire, of Birmingham, State of Alabama, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Harry H. Peterson, It is ordered that David J. Erickson, Esquire, of Duluth, State of Minnesota, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Kathryn O'Loughlin McCarthy, It is ordered that John T. Pearson, Esquire, of Parsons, State of Kansas, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Charles Henry Butler of New York City, State of New York, It is ordered that Theodore Sherman Claas, Esquire, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. William H. King, It is ordered that John S. Boyden, Esquire, of Salt Lake City, State of Utah, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. William J. Driver, It is ordered that J. L. Shaver, Esquire, of Wynne, State of Arkansas, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

John Pokora,
Petitioner,
585 vs.
The Wabash Railway Company.

The argument of this case was continued by Mr. Wm. St. John Wines for the petitioner; by Mr. Homer Hall for the respondent; and concluded by Mr. Wm. St. John Wines for the petitioner. Leave was granted respondent to file an additional brief within one week.

Elias A. Olson, Petitioner,
580 vs.
The United States of America;

Randor G. Karlson, Petitioner,
581 vs.
The United States of America;

Harry Brewster, Petitioner,
582 vs.
The United States of America.

Three hours are allowed for oral argument. The argument of these cases was commenced by Mr. I. K. Lewis for the petitioners; continued by Mr. Charles Dunn for the respondent; by Mr. George Wharton Pepper for the Government of the Dominion of Canada, appearing pursuant to the Provisions of the Protocol accompanying Convention to Regulate the Level of the Lake of the Woods, February 24, 1925; and concluded by Mr. I. K. Lewis for the petitioners.

Proclamation being made the Court is adjourned until Monday next at 12 o'clock.

Pursuant to adjournment the Court met at the Capitol.

PRESENT:

The Honorable Charles E. Hughes, Chief Justice,
Willis Van Devanter,
James C. McReynolds,
Louis D. Brandeis,
George Sutherland, Associate Justices.
Pierce Butler,
Harlan F. Stone,
Owen J. Roberts,
Benjamin N. Cardozo,
Frank K. Green, Esquire, Marshal,
Charles Elmore Cropley, Clerk,

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. John Robert Jones, It is ordered that Harold D. Saylor, Esquire, of Philadelphia, State of Pennsylvania, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Albert M. Calland, It is ordered that Paul G. Eckelberry, Esquire, of Columbus, State of Ohio, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Samuel B. Bassett, It is ordered that Edward G. Dobrin, Esquire, of Seattle, State of Washington, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Richard H. Wilmer, It is ordered that Douglas M. Moffat, Esquire, of New York City, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Eliot G. Lovett, It is ordered that Sidney J. Hayles, Esquire, of Atlanta, State of Georgia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

The Arrow-Hart & Hegeman Electric Company, Petitioner,
363 vs.
Federal Trade Commission.

On writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

This cause came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Second Circuit, and was argued by counsel.

On consideration whereof, It is ordered, adjudged, and decreed by this Court that the decree of the said United States Circuit Court of Appeals, in this cause, be, and the same is hereby, reversed; and that this cause be, and the same is hereby, remanded to the said Circuit Court of Appeals for further proceedings in conformity with the opinion of this Court.

Per Mr. Justice Roberts.

Dissenting opinion by Mr. Justice Stone in which the Chief Justice, Mr. Justice Brandeis, and Mr. Justice Cardozo concur.

H. Chassaniol, et al.,
Appellants,
428 vs.
City of Greenwood.

Appeal from the Supreme Court of the State of Mississippi.

This cause came on to be heard on the transcript of the record from the Supreme Court of the State of Mississippi, and was argued by counsel.

On consideration whereof, it is now here ordered and adjudged by this Court that the judgment of the said Supreme Court, in this cause, be, and the same is hereby, affirmed with costs.

Per Mr. Justice Brandeis.

The Chief Justice announced the following orders of the Court:

Frank Massey, Petitioner, vs. The United States of America. — On writ of certiorari to the United States Circuit Court of Appeals for the Seventh Circuit. — 707

This cause came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Seventh Circuit, and was argued by counsel.

On consideration whereof, It is ordered and adjudged by this Court that the judgment of the said United States Circuit Court of Appeals, in this cause, be, and the same is hereby, reversed; and that this cause be, and the same is hereby, remanded to the District Court of the United States for the Southern District of Indiana with direction to vacate that part of its judgment which sentences the petitioner herein, and to dismiss the indictment as to him.

Per Mr. Chief Justice Hughes.

M. C. Hinderlider, as State Engineer of the State of Colorado, et al., etc., Appellants, vs. The La Plata River and Cherry Creek Ditch Company. — Appeal from the Supreme Court of the State of Colorado. — 588

This cause came on to be heard on the transcript of the record from the Supreme Court of the State of Colorado, and was argued by counsel.

On consideration whereof, It is now here ordered and adjudged by this Court that the appeal herein be, and the same is hereby, dismissed for the want of a final judgment.

Per Mr. Chief Justice Hughes.

The Chief Justice said:

"The other orders of the Court appear upon the list certified to by the Chief Justice and filed with the Clerk and will not be announced orally."

— Original.

Ex Parte: Richfield Oil Company of California, et al., Petitioners.

On consideration of the motion for leave to file a petition for writ of mandamus herein,

It is ordered by this Court that the said motion be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

— Original.

Ex Parte: H. Ely Goldsmith, Petitioner.

On consideration of the motion for leave to file a petition for writ of habeas corpus herein,

It is ordered by this Court that the said motion be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

H. Ely Goldsmith, Petitioner,

827 vs.

The United States of America.

On consideration of the motion for leave to proceed further herein in forma pauperis,

It is ordered by this Court that the said motion be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

H. Ely Goldsmith, Petitioner, — On petition for writ of certiorari

827 vs. — to the United States Circuit Court

The United States of America. — of Appeals for the Second Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Second Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Commonwealth of Kentucky, Complainant,

10, Original. vs.

State of Indiana, et al.

Report No. 8 of the defendant, State of Indiana, is received and ordered to be filed.

Per Mr. Chief Justice Hughes.

Keystone Driller Company, Petitioner,
34 vs.
General Excavator Company;

Keystone Driller Company, Petitioner,
35 vs.
General Excavator Company;

Keystone Driller Company, Petitioner,
36 vs.
The Osgood Company;

Keystone Driller Company, Petitioner,
37 vs.
The Osgood Company.

On consideration of the motion to recall the mandates in these cases,

It is ordered by this Court that the said motion be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Mississippi Valley Barge Line Company, Appellant,

807 vs.

The United States of America, et al.

In this case probable jurisdiction is noted.

Per Mr. Chief Justice Hughes.

Local Loan Company, Petitioner,

783 vs.

William Hunt.

Order allowing certiorari.

The petition herein for a writ of certiorari to the United States Circuit Court of Appeals for the Seventh Circuit is granted. And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

Audley Robinson Allen, Petitioner,
388 vs.
Connecticut General Life Insurance Company of Hartford, Connecticut.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Eighth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Eighth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Fred H. Cole, Sr., Petitioner,
743 vs.
Raymond Van Horn, Sheriff of Yuma County, State of Colorado.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Tenth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Tenth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

M. I. Stebbins, Petitioner,
744 vs.
Raymond Van Horn, Sheriff of Yuma County, State of Colorado.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Tenth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Tenth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Edward B. Leisenring, Daniel B. Wentz, Jr., et al., Executors of the Estate of Daniel B. Wentz, Deceased, Petitioners,
762 vs.
The United States.

On petition for writ of certiorari to the Court of Claims.

On consideration of the petition for a writ of certiorari herein to the Court of Claims and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Anna E. Robison and Earl Robison, Administrators of the Estate of D. M. Robison, Deceased, Petitioners,
767 vs.
Chicago & Eastern Illinois Railway Company.

On petition for writ of certiorari to the Supreme Court of the State of Missouri.

On consideration of the petition for a writ of certiorari herein to the Supreme Court of the State of Missouri, and of the argument of counsel thereupon had,

It is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Boston & Maine Railroad, Petitioner,
781 vs.
Edward S. Hopkins.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Second Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

City of Marion, Illinois, et al., Petitioners,

400 vs.

Ben Sneeden, as Receiver of the City National Bank of Herrin, Illinois.

A petition for rehearing having been filed in this cause;

Upon consideration thereof, It is ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

L. M. Winn, Administrator of the Estate of Nannie Lee Winn, deceased, Petitioner,

680 vs.

Consolidated Coach Corporation.

A petition for rehearing having been filed in this cause;

Upon consideration thereof, It is ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

The Chief Justice also announced the following order:

ORDER.

The Court will take a recess from Monday, March 19, to Monday, April 2, next.

Robert J. McKnett, Petitioner,

597 vs.

St. Louis & San Francisco Railway Company.

This case was argued by Mr. J. K. Jackson for the petitioner, and by Mr. L. V. Gardner, Jr., for the respondent.

F. J. Utley and D. T. Utley, Appellants,

627 vs.

City of St. Petersburg, Florida.

This case was argued by Mr. Lloyd D. Martin for the appellants, and by Mr. W. F. Way for the appellee.

Interstate Commerce Commission, Petitioner,

361 vs.

The Pennsylvania Railroad Company, The Pennsylvania Company.

The reargument of this case was commenced by Mr. Daniel W. Knowlton for the petitioner, and continued by Mr. Henry Wolf Bikle for the respondent.

Pursuant to adjournment the Court met at the Capitol.

PRESENT:

The Honorable Charles E. Hughes, Chief Justice,
Willis Van Devanter,
James C. McReynolds,
Louis D. Brandeis,
George Sutherland, Associate Justices.
Pierce Butler,
Harlan F. Stone,
Owen J. Roberts,
Benjamin N. Cardozo,
Frank K. Green, Esquire, Marshal,
Charles Elmore Cropley, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. John T. Pearson, It is ordered that Harry Clayton Cook, Esquire, of Canton, State of Ohio, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Hugh C. Bickford, It is ordered that Vincent Paul Russo, Esquire, of Washington, District of Columbia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. John D. Ellis, It is ordered that Chas. O. Rose, Esquire, of Cincinnati, State of Ohio, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Robert A. Littleton, It is ordered that Mount K. Wild, Esquire, of Fresno, State of California, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. R. C. Fulbright, It is ordered that D. R. Bullard, Esquire, of Houston, State of Texas, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. J. Mark Trice, It is ordered that Jacob Stone, Esquire, of Boston, State of Massachusetts, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. J. Mark Trice, It is ordered that Julius Stone, Esquire, of Boston, State of Massachusetts, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Kenneth McKellar, It is ordered that Thomas A. McEachern, Jr., Esquire, of Memphis, State of Tennessee, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Paul M. Segal, It is ordered that Charles Ginsberg, Esquire, of Denver, State of Colorado, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. James M. Beck, It is ordered that Robert F. Klepinger, Esquire, of Dayton, State of Ohio, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Hatton W. Sumners, It is ordered that Beverly B. Neal, Esquire, of Dallas, State of Texas, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Charles A. Russell, It is ordered that Robert Edgar Shook, Esquire, of Kansas City, State of Missouri, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

Interstate Commerce Commission, Petitioner,
361 vs.
The Pennsylvania Railroad Company and Pennsylvania Company.

The reargument of this case was continued by Mr. Henry Wolf Bikle for the respondents, and concluded by Mr. Daniel W. Knowlton for the petitioner.

William J. McGarrity, Administrator C. T. A. of the Estate of Marcius O. Raiguel, Appellant,
635 vs.
Delaware River Bridge Commission and the Commonwealth of Pennsylvania.

This case was argued by Mr. John Robert Jones for the appellant, and by Mr. Harold D. Saylor for the appellee.

The Columbus Gas and Fuel Company, Appellant,
608 vs.
The Public Utilities Commission of Ohio and the City of Columbus, Ohio.

Three hours were allowed for oral argument. The case was argued by Mr. Edward C. Turner for the appellant, and by Mr. John L. Davies and Mr. James W. Huffman for the appellees.

The Dayton Power and Light Company, Appellant,
609 vs.
The Public Utilities Commission of Ohio.

The argument of this case was commenced by Mr. John M. Mullin for the appellant.

Proclamation being made the Court is adjourned until tomorrow at 12 o'clock.

Pursuant to adjournment the Court met at the Capitol.

PRESENT:

The Honorable Charles E. Hughes, Chief Justice,
Willis Van Devanter,
James C. McReynolds,
Louis D. Brandeis,
George Sutherland, Associate Justices.
Pierce Butler,
Harlan F. Stone,
Owen J. Roberts,
Benjamin N. Cardozo,
Frank K. Green, Esquire, Marshal,
Charles Elmore Cropley, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. Henry Horner Snelling, It is ordered that William L. Connor, Esquire, of Los Angeles, State of California, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Robert P. Smith, It is ordered that J. Colvin Wright, Esquire, of Bedford, State of Pennsylvania, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Wesley E. Disney, It is ordered that L. V. Orton, Esquire, of Pawnee, State of Oklahoma, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Raymond Jones, It is ordered that William B. Jaspert, Esquire, of Pittsburgh, State of Pennsylvania, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Hubert G. King, It is ordered that Clarence W. Miles, Esquire, of Baltimore, State of Maryland, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Hubert G. King, It is ordered that Seymour O'Brien, Esquire, of Baltimore, State of Maryland, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

The Dayton Power and Light Company, Appellant,
609 vs.
The Public Utilities Commission of Ohio.

The motion to amend Assignment of errors and statement of points to be relied upon was submitted by Mr. John E. Mullin for the appellant.

The Dayton Power and Light Company, Appellant,
609 vs.
The Public Utilities Commission of Ohio.

The argument of this case was continued by Mr. John E. Mullin for the appellant; by Mr. Don C. Power for the appellee; and concluded by Mr. John E. Mullin for the appellant.

Chris Larsen, Petitioner,
614 vs.
Northland Transportation Company, Charterer, etc.

This case was argued by Mr. Samuel B. Bassett for the petitioner, and by Mr. Edward G. Dobrin for the respondent.

Proclamation being made the Court is adjourned until tomorrow at 12 o'clock.

Pursuant to adjournment the Court met at the Capitol.

PRESENT:

The Honorable Charles E. Hughes, Chief Justice,
Willis Van Devanter,
James C. McReynolds,
Louis D. Brandeis,
George Sutherland, Associate Justices.
Pierce Butler,
Harlan F. Stone,
Owen J. Roberts,
Benjamin N. Cardozo,
Frank K. Green, Esquire, Marshal,
Charles Elmore Cropley, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. J. Colvin Wright, It is ordered that John N. Minnich, Esquire, of Bedford, State of Pennsylvania, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Pedro Guervara, It is ordered that Elpidio Quirino, Esquire, of Manila, Philippine Islands, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. William V. Gregory, It is ordered that Henry F. Turner, Esquire, of Paducah, State of Kentucky, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. George J. Feldman, It is ordered that Abraham Shamos, Esquire, of New York City, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

— Original.

Ex parte: Sarah R. Heilbronen and Frank E. Hirshstein, Petitioners.

The motion for leave to file petition for writ of prohibition and/or mandamus was submitted by Mr. Abraham Shamos for the petitioners.

Hartford Accident & Indemnity Company, et al., Appellants,
650 vs.
Delta & Pine Land Company.

This case was argued by Mr. Garner W. Green for the appellee, and the case was submitted by Mr. William H. Hall for the appellants.

J. B. Gully, State Tax Collector, et al., Appellants,
651 vs.
Interstate Natural Gas Company.

The argument of this case was commenced by Mr. Edward W. Smith for the appellants; and continued by Mr. David Clay Bramlette and Mr. Garner W. Green for the appellee. The Court declined to hear further argument.

Electric Cable Joint Company, Petitioner,
611 vs.
Brooklyn Edison Company, Inc.

The argument of this case was commenced by Mr. Melville Church for the petitioner; continued by Mr. Charles Neave for the respondent; and concluded by Mr. D. Anthony Usina for the petitioner.

John N. Minnich, Petitioner,
669 vs.
Russell Gardner, et al., Intervening creditors, et al., etc.

The argument of this case was commenced by Mr. John N. Minnich for the petitioner.

Proclamation being made the Court is adjourned until tomorrow at 12 o'clock.

Pursuant to adjournment the Court met at the Capitol.

PRESENT:

The Honorable Charles E. Hughes, Chief Justice,
Willis Van Devanter,
James C. McReynolds,
Louis D. Brandeis,
George Sutherland, Associate Justices.
Pierce Butler,
Harlan F. Stone,
Owen J. Roberts,
Benjamin N. Cardozo,
Frank K. Green, Esquire, Marshal,
Charles Elmore Cropley, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. Ralph G. Pennoyer, It is ordered that John Livingstone McCrea, Esquire, of Marlette, State of Michigan, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Henry F. Ashurst, It is ordered that Joseph H. Morgan, Esquire, of Prescott, State of Arizona, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. David A. Reed, It is ordered that Nicholas M. Curcio, Esquire, of Wilkes-Barre, State of Pennsylvania, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

669 John H. Minnich, Petitioner, vs. Russell Gardner, et al., Intervening creditors, et al., etc.

The argument of this case was continued by Mr. A. E. Kountz for the respondents, and concluded by Mr. John H. Minnich for the petitioner.

Proclamation being made the Court is adjourned until Monday, March 19, next.

Pursuant to adjournment the Court met at the Capitol.

PRESENT:

The Honorable Charles E. Hughes, Chief Justice,
Willis Van Devanter,
Louis D. Brandeis,
George Sutherland,
Pierce Butler, Associate Justices.
Harlan F. Stone,
Owen J. Roberts,
Benjamin N. Cardozo,
Frank K. Green, Esquire, Marshal,
Charles Elmore Cropley, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. Chester I. Long, It is ordered that J. L. Fuller, Esquire, of McAlester, State of Oklahoma, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

Puget Sound Power & Light Company,
Appellant, Appeal from the Supreme Court of the
344 vs. State of Washington.
The City of Seattle.

This cause came on to be heard on the transcript of the record from the Supreme Court of the State of Washington, and was argued by counsel.

On consideration whereof, It is now here ordered and adjudged by this Court that the judgment of the said Supreme Court, in this cause, be, and the same is hereby, affirmed with costs.

Per Mr. Justice Stone.

Specially concurring opinion by Mr. Justice Van Devanter in which Mr. Justice McReynolds, Mr. Justice Sutherland, and Mr. Justice Butler concur.

Seattle Gas Company,

Appellant,

vs.

The City of Seattle.

Appeal from the Supreme Court of the State of Washington.

359

This cause came on to be heard on the transcript of the record from the Supreme Court of the State of Washington, and was argued by counsel.

On consideration whereof, It is now here ordered and adjudged by this Court that the judgment of the said Supreme Court, in this cause, be, and the same is hereby, affirmed with costs.

Per Mr. Justice Stone.

Mr. Justice Van Devanter, Mr. Justice McReynolds, Mr. Justice Sutherland, and Mr. Justice Butler concur in the result.

19, Original.

Ex Parte: L. W. Baldwin and Guy A. Thompson, Trustees, etc., et al., Petitioners.

On petition for writ of mandamus and on rule to show cause thereupon issued.

On consideration of the petition for writ of mandamus herein, return to rule to show cause, and argument of counsel thereupon had.

It is ordered by this Court that the rule to show cause be, and the same is hereby, discharged, and that the petition for writ of mandamus be, and the same is hereby, denied.

Per Mr. Justice Brandeis.

The Chief Justice announced the following orders of the Court.

Interstate Commerce Commission,
Petitioner,
361 vs.
The Pennsylvania Railroad Company
and Pennsylvania Company.

On writ of certiorari to the United States Circuit Court of Appeals for the Third Circuit.

This cause came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Third Circuit, and was argued by counsel.

On consideration whereof, It is ordered, adjudged, and decreed by this Court that the decree of the said United States Circuit Court of Appeals, in this cause, be, and the same is hereby, affirmed; and that this cause be, and the same is hereby, remanded to the said Circuit Court of Appeals.

Per Mr. Chief Justice Hughes.

Mr. Justice Roberts took no part in the consideration or decision of this case.

The Columbus Gas and Fuel Company,
Appellant,
608 vs.
The Public Utilities Commission of Ohio
and The City of Columbus, Ohio.

Appeal from the Supreme Court of the State of Ohio.

This cause came on to be heard on the transcript of the record from the Supreme Court of the State of Ohio, and was argued by counsel.

On consideration whereof, It is now here ordered and adjudged by this Court that the appeal herein be, and the same is hereby, dismissed for the want of a final judgment.

Per Mr. Chief Justice Hughes.

The People of the State of New York,
on the relation of Harry P. Sackett,
Appellant,
814 vs. Appeal from the Supreme Court of the
Thomas M. Lynch, et al., Constituting State of New York.
the State Tax Commission of the
State of New York.

This cause came on to be heard on the transcript of the record from the Supreme Court of the State of New York, and on motion to dismiss or affirm which was argued by counsel.

On consideration whereof, It is now here ordered by this Court that the motion of the appellees to dismiss the appeal herein be, and the same is hereby, granted.

And it is further ordered that the appeal herein be, and the same is hereby, dismissed for the want of a properly presented Federal question.

Per Mr. Chief Justice Hughes.

John H. Betts, Doing Business Under
the Fictitious Style and Firm Name of
John H. Betts Transportation Co.,
Appellant,
804 vs. Appeal from the District Court of the
Railroad Commission of the State of United States for the Southern District
California. of California.

This cause came on to be heard on the transcript of the record from the District Court of the United States for the Southern District of California, and on motion to dismiss or affirm which was argued by counsel.

On consideration whereof, It is ordered by this Court that the motion of the appellee to affirm the decree in this cause be, and the same is hereby, granted.

And it is further ordered that the decree of the said District Court in this cause be, and the same is hereby, affirmed with costs.

Per Mr. Chief Justice Hughes.

Liggett & Myers Tobacco Company,

Appellant, Appeal from the Supreme Court of the

840 vs. State of South Carolina.

The State of South Carolina.

This cause came on to be heard on the transcript of the record from the Supreme Court of the State of South Carolina, and on motion to dismiss or affirm which was argued by counsel.

On consideration whereof, It is now here ordered by this Court that the motion to dismiss the appeal herein be, and the same is hereby, granted.

And it is further ordered that the appeal herein be, and the same is hereby dismissed for the reason that the judgment of the Supreme Court of the State of South Carolina, insofar as the appellant seeks here to review it, was based upon a non-federal ground adequate to support it.

Per Mr. Chief Justice Hughes.

William H. Griffin, Appellant,

780 vs.

Timothy H. McCarthy.

On consideration of the motion for leave to file the statement as to jurisdiction,

It is ordered by this Court that the said motion be, and the same is hereby, granted.

Per Mr. Chief Justice Hughes.

William H. Griffin, Appellant, Appeal from the Supreme Court of the

780 vs. State of Washington.

Timothy H. McCarthy.

This cause came on to be heard on the transcript of the record from the Supreme Court of the State of Washington, and on motion to dismiss or affirm which was argued by counsel.

On consideration whereof, It is now here ordered by this Court that the motion to dismiss the appeal herein be, and the same is hereby, granted.

And it is further ordered that the appeal herein be, and the same is hereby, dismissed for the want of jurisdiction.

Per Mr. Chief Justice Hughes.

William H. Griffin,

Appellant, Appeal from the Supreme Court of the

780 vs. State of Washington.

Timothy H. McCarthy.

Treating the appeal papers herein from the Supreme Court of the State of Washington as an application for a writ of certiorari;

On consideration whereof, It is ordered by this Court that the said application for writ of certiorari be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

The Chief Justice said:

"The other orders appear upon the list certified to by the Chief Justice and filed with the Clerk and will not be announced orally."

— Original.

Ex Parte: Dock Holmes, Petitioner.

On consideration of the motion for leave to file a petition for writ of mandamus herein,

It is ordered by this Court that the said motion be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

— Original.

Ex Parte: Joseph Poresky, Petitioner.

On consideration of the motion for leave to file a petition for writ of mandamus herein,

It is ordered by this Court that the said motion be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

— Original.

Ex Parte: Sarah R. Heilbroner and Frank E. Hirschstein, Petitioners.

On consideration of the motion for leave to file a petition for writ of prohibition and/or mandamus herein,

It is ordered by this Court that the said motion be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

W. D. Striplin, Petitioner, vs. Lawrenceburg Warehouse Company, et al. — On petition for writ of certiorari to the Supreme Court of the State of Tennessee.

859

Order.

The motion of the petitioner for leave to print an abbreviated record is granted as prayed; Provided, that the petitioner's designation of parts of the record to be printed shall be served upon respondents within five days of this date, and that the respondents shall have five days from such service within which to file with the Clerk a designation of such additional portions of the record to be printed as may be necessary to the consideration of the petition for writ of certiorari. If it shall appear to the Court that the respondents have caused unnecessary parts of the record to be printed, such order as to printing and Clerk's costs shall be made as the Court shall think proper. Rule 15, par. 9. The service required by Rule 38, par. 3, shall be made within ten days after the completion of the printing of the record.

Per Mr. Chief Justice Hughes.

William Langer, as Governor of the State of North Dakota, et al., Appellants, vs. Grandin Farmers Co-operative Elevator Company of Grandin, North Dakota, et al.

847

In this case probable jurisdiction is noted and the case is assigned for argument on Monday, April 30th, next, after the cases heretofore assigned for that day.

Per Mr. Chief Justice Hughes.

Oklahoma Gas and Electric Company, et al., etc., Appellants, vs. Oklahoma Packing Company, et al.

852

In this case probable jurisdiction is noted.

Per Mr. Chief Justice Hughes.

Gypsy Oil Company, Appellant,
843 vs.
Oklahoma Tax Commission, et al.

In this case probable jurisdiction is noted.

Per Mr. Chief Justice Hughes.

The United States of America, Appellant,
869 vs.
J. W. Smith, et al.

In this case probable jurisdiction is noted.

Per Mr. Chief Justice Hughes.

Sewell Lee Avery, Petitioner,
791 vs.
Commissioner of Internal Revenue.

Order allowing certiorari.

The petition herein for a writ of certiorari to the United States Circuit Court of Appeals for the Seventh Circuit is granted. And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

Sewell L. Avery, Petitioner,
792 vs.
Commissioner of Internal Revenue.

Order allowing certiorari.

The petition herein for a writ of certiorari to the United States Circuit Court of Appeals for the Seventh Circuit is granted. And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

Urey Woodson, as Alien Property Custodian of the United States, et al., Petitioners,	Order allowing certiorari.
795 vs.	The petition herein for a writ of certiorari to the Court of Appeals of the District of Columbia is granted.
Deutsche Gold Und Silber Scheideanstalt Vormals Roessler, etc.	And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

Burns Mortgage Company, Inc., Petitioner,	Order allowing certiorari.
786 vs.	The petition herein for a writ of certiorari to the United States Circuit Court of Appeals for the Third Circuit is granted. And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.
Erwin M. Fried.	

Per Mr. Chief Justice Hughes.

The Fairport, Painesville & Eastern Railroad Company, Petitioner,	Order allowing certiorari.
820 vs.	The petition herein for a writ of certiorari to the Court of Appeals of the State of Ohio, 7th Judicial District is granted.
Mayme F. Meredith.	

And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

John C. Lewis, as Receiver of the Hancock National Bank of Sparta, Georgia, Petitioner,
802 vs.
Fidelity & Deposit Company of Maryland.

Order allowing certiorari.

The petition herein for a writ of certiorari to the United States Circuit Court of Appeals for the Fifth Circuit is granted. And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

Dr. L. H. Ferguson, Mayor of the City of Monett, Missouri, Petitioner,
666 vs.
The State of Missouri on the Information of Royle Ellis, Prosecuting Attorney for Barry County, Missouri, et al.

On petition for writ of certiorari to the Supreme Court of the State of Missouri.

On consideration of the petition for a writ of certiorari herein to the Supreme Court of the State of Missouri, and of the argument of counsel thereupon had,

It is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Amplus Storage Battery Company,
Petitioner,
733 vs.
The United States.

On petition for writ of certiorari to the Court of Claims.

On consideration of the petition for a writ of certiorari herein to the Court of Claims and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Charles K. Gregier,

Petitioner,

772 vs.

Conway P. Coe, Commissioner of Patents.

On petition for writ of certiorari to the Court of Appeals of the District of Columbia.

On consideration of the petition for a writ of certiorari herein to the Court of Appeals of the District of Columbia, and of the argument of counsel thereupon had,

It is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Ford Motor Company, a Corporation, to the Use and Benefit of Jewel Tea Co., Inc., Petitioner,

773 vs.

The United States.

On petition for writ of certiorari to the Court of Claims.

On consideration of the petition for a writ of certiorari herein to the Court of Claims and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Patrick J. Lucey, Receiver of National Life Insurance Company of the United States of America, Petitioner,

776 vs.

The United States.

On petition for writ of certiorari to the Court of Claims.

On consideration of the petition for a writ of certiorari herein to the Court of Claims and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

The Missouri Pacific Railroad Company, Petitioner,
778 vs.
Mildred Homan.

On petition for writ of certiorari to the Supreme Court of the State of Missouri.

On consideration of the petition for a writ of certiorari herein to the Supreme Court of the State of Missouri, and of the argument of counsel thereupon had,

It is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Northwest Utilities Securities Corporation, Petitioner,
785 vs.
Guy T. Helvering, Commissioner of Internal Revenue.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Eighth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Eighth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Hidalgo County Drainage District No. 1, Petitioner,
793 vs.
H. D. Creath, Receiver of First National Bank of Smithville.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Fifth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Fifth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Eva C. Kensey, Administratrix of the Estate of John Kensey, Deceased,

Petitioner,

788 vs.

Central Railroad Company of New Jersey.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Third Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Third Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

George R. Benson, Petitioner,

797 vs.

R. C. Sullivan, Receiver of the Inland-Irving National Bank of Chicago.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Seventh Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court ofAppeals for the Seventh Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

The Springfield Fire and Marine Insurance Company,

Petitioner,

810 vs.

The J. T. Wilson Company.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Sixth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Sixth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

The United States,

Petitioner,

763 vs.

Fidelity Investment Association.

On petition for writ of certiorari to the Court of Claims.

On consideration of the petition for a writ of certiorari herein to the Court of Claims and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Maryland Casualty Company,

Petitioner,

784 vs.

O. M. Seay, T. P. Hull and Herbert Oliver.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Fifth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Fifth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Felicia De Luca, as Administratrix of the Goods, Chattels and Credits which were of Giovani De Luca, Deceased,

Petitioner,

794 vs.

Shepard Steamship Company, Inc.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Second Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Illinois Bankers Life Association of Monmouth, Illinois, et al.,

Petitioners,

796 vs.

S. L. Talley, Administrator of the Estate of Thomas F. Scoggins, Deceased.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Fifth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Fifth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

General Securities Corporation,

Petitioner,

798 vs.

City of Homewood, a Municipal Corporation.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Fifth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Fifth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Katharine Monit Channing,

Petitioner,

800 vs.

The United States of America.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the First Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the First Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Big Lake Oil Company, Petitioner,

738 vs.

D. B. Heiner, Collector of Internal Revenue of the United States for the twenty-third District of Pennsylvania.

A petition for rehearing having been filed in this cause;

On consideration thereof, It is ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Western & Atlantic Railroad, Appellant,

768 vs.

Mrs. Vinnie Michael.

A petition for rehearing having been filed in this cause;

On consideration thereof, It is ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

In Re Disbarment of Maurice H. Woulfe.

On consideration of the motion for thirty days additional time within which to file return to rule to show cause herein,

It is ordered by this Court that the said motion be, and the same is hereby, granted.

Per Mr. Chief Justice Hughes.

Trinityfarm Construction Company, Appellant,

355 vs.

Alice Lee Grosjean, Supervisor of Public Accounts for the State of Louisiana.

On consideration of the motion to extend for thirty days the time within which to file a petition for rehearing and to stay the mandate in this cause,

It is ordered by this Court that the said motion be, and the same is hereby, granted.

Per Mr. Chief Justice Hughes.

Proclamation being made the Court is adjourned until Monday, April 2 next, at

MONDAY, APRIL 2, 1934

Pursuant to adjournment the Court met at the Capitol.

PRESENT:

The Honorable Charles E. Hughes, Chief Justice,
Willis Van Devanter,
James C. McReynolds,
Louis D. Brandeis,
George Sutherland, Associate Justices.
Pierce Butler,
Harlan F. Stone,
Owen J. Roberts,
Benjamin N. Cardozo,
Frank K. Green, Esquire, Marshal,
Charles Elmore Cropley, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. Harry W. Colmery, It is ordered that Ray S. Pierson, Esquire, of Burlington, State of Kansas, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Joseph T. Robinson, It is ordered that W. F. Norrell, Esquire, of Monticello, State of Arkansas, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Edgar Liberty Wood, It is ordered that Richard H. Tyrrell, Esquire, of Milwaukee, State of Wisconsin, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. U. S. Webb, It is ordered that Lionel B. Browne, Esquire, of San Francisco, State of California, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Lloyd W. Dinkelspiel, It is ordered that W. G. Paul, Esquire, of Los Angeles, State of California, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. A. Rea Williams, It is ordered that Clement F. Springer, Esquire, of Chicago, State of Illinois, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Raphael M. O'Hara, It is ordered that Henry Jadd, Esquire, of Buffalo, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Peyton R. Evans, It is ordered that Thos. M. Darnall, Esquire, of Roanoke, State of Virginia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Richard L. Merrick, It is ordered that Marcy Finkelstein, Esquire, of New York City, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. John W. Bricker, It is ordered that Paul L. Selby, Esquire, of Columbus, State of Ohio, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

John Pokora,

Petitioner,

585 vs.

The Wabash Railway Company.

On writ of certiorari to the United States Circuit Court of Appeals for the Seventh Circuit.

This cause came on to be heard on the transcript of the record from the United States Circuit Court ofAppeals for the Seventh Circuit, and was argued by counsel.

On consideration whereof, It is ordered and adjudged by this Court that the judgment of the said United States Circuit Court of Appeals, in this cause, be, and the same is hereby, reversed with costs; and that this cause be, and the same is hereby, remanded to the District Court of the United States for the Southern District of Illinois for further proceedings in conformity with the opinion of this Court.

Per Mr. Justice Cardozo.

F. J. Utley and D. T. Utley,

Appellants,

627 vs.

City of St. Petersburg, Florida.

Appeal from the Supreme Court of the State of Florida.

This cause came on to be heard on the transcript of the record from the Supreme Court of the State of Florida, and was argued by counsel.

On consideration whereof, It is now here ordered and adjudged by this Court that the appeal herein be, and the same is hereby dismissed for the want of jurisdiction.

Per Mr. Justice Cardozo.

E. W. Clark, as Receiver, Petitioner,

449 vs. On writ of certiorari to the

Harry O. Williard, W. W. Wheaton, and G. W. Hay, as Trustees of Gordon Campbell-Kevin Syndicate, et al. Supreme Court of the State of Montana.

This cause came on to be heard on the transcript of the record from the Supreme Court of the State of Montana, and was argued by counsel.

On consideration whereof, It is now here ordered, adjudged, and decreed by this Court that the decree of the said Supreme Court, in this cause, be, and the same is hereby, vacated, with costs, insofar as it adjudges the validity and priority of respondents' execution.

And it is further ordered that this cause be, and the same is hereby, remanded to the said Supreme Court for further proceedings not inconsistent with the opinion of this Court.

Per Mr. Justice Cardozo.

Separate opinion by Mr. Justice McReynolds.

Monamotor Oil Company,

Appellant,

555 vs. Appeal from the District Court of the United States for the Southern District of Iowa.

Ray E. Johnson, Treasurer of the State of Iowa, et al.

This cause came on to be heard on the transcript of the record from the District Court of the United States for the Southern District of Iowa, and was argued by counsel.

On consideration whereof, It is ordered, adjudged, and decreed by this Court that the decree of the said District Court in this cause be, and the same is hereby, affirmed with costs.

Per Mr. Justice Roberts.

Electric Cable Joint Company, Petitioner, vs. Brooklyn Edison Company, Inc. — On writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

611

This cause came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Second Circuit, and was argued by counsel.

On consideration whereof, It is ordered, adjudged, and decreed by this Court that the decree of the said United States Circuit Court of Appeals, in this cause, be, and the same is hereby, affirmed with costs; and that this cause be, and the same is hereby, remanded to the District Court of the United States for the Eastern District of New York.

Per Mr. Justice Stone.

Alice Aschenbrenner, Petitioner, vs. United States Fidelity & Guaranty Company. — On writ of certiorari to the United States Circuit Court of Appeals for the Ninth Circuit.

578

This cause came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Ninth Circuit, and was argued by counsel.

On consideration whereof, It is ordered and adjudged by this Court that the judgment of the said UnitedStates Circuit Court of Appeals, in this cause be, and the same is hereby, reversed with costs; and that this cause be, and the same is hereby, remanded to the District Court of the United States for the Northern District ofCalifornia for further proceedings in conformity with the opinion of this Court.

Per Mr. Justice Stone.

The Federal Land Bank of Berkeley, Petitioner, vs. Samuel S. Warner, et ux. et al. — On writ of certiorari to the Supreme Court of the State of Arizona.

498

This cause came on to be heard on the transcript of the record from the Supreme Court of the State of Arizona, and was argued by counsel.

On consideration whereof, It is now here ordered and adjudged by this Court that the judgment of the said Supreme Court, in this cause be, and the same is hereby, reversed with costs; and that this cause be, and the same is hereby, remanded to the said Supreme Court for further proceedings not inconsistent with the opinion of this Court.

Per Mr. Justice Butler.

John L. Gilvary, Petitioner, vs. Cuyahoga Valley Railway Company. — On writ of certiorari to the Supreme Court of the State of Ohio.

575

This cause came on to be heard on the transcript of the record from the Supreme Court of the State of Ohio, and was argued by counsel.

On consideration whereof, It is now here ordered and adjudged by this Court that the judgment of the said Supreme Court, in this cause be, and the same is hereby, affirmed with costs.

Per Mr. Justice Butler.

Mr. Justice Stone and Mr. Justice Cardozo concur in the result.

Charles Ilfeld Company, Petitioner,

579 vs.

B. C. Hernandez, Collector of Internal Revenue for the District of New Mexico.

On writ of certiorari to the United States Circuit Court of Appeals for the Tenth Circuit.

This cause came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Tenth Circuit, and was argued by counsel.

On consideration whereof, It is ordered and adjudged by this Court that the judgment of the said United States Circuit Court of Appeals, in this cause, be, and the same is hereby, affirmed with costs; and that this cause be, and the same is hereby, remanded to the District Court of the United States for the District of New Mexico.

Per Mr. Justice Butler.

A. Magnano Company, Appellant,

589 vs.

G. W. Hamilton, as Attorney General of the State of Washington, et al., etc.

Appeal from the District Court of the United States for the Western District of Washington.

This cause came on to be heard on the transcript of the record from the District Court of the United States for the Western District of Washington, and was argued by counsel.

On consideration whereof, It is ordered, adjudged and decreed by this Court that the decree of the said District Court in this cause be, and the same is hereby, affirmed with costs.

Per Mr. Justice Sutherland.

John H. Minnich, Petitioner,

669 vs.

Russell Gardner, et al., Intervening Creditors, and D. C. Reiley, Trustee of King Motor Co., Bankrupt.

On writ of certiorari to the United States Circuit Court of Appeals for the Third Circuit.

This cause came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Third Circuit, and was argued by counsel.

On consideration whereof, It is ordered, adjudged, and decreed by this Court that the decree of the said United States Circuit Court of Appeals, in this cause, be, and the same is hereby, reversed with costs; and that this cause be, and the same is hereby, remanded to the District Court of the United States for the Western District of Pennsylvania for further proceedings in conformity with the opinion of this Court.

Per Mr. Justice Sutherland.

Charles E. Gay, Jr., Receiver of Savannah & Atlanta Railway, Petitioner,

663 vs.

Major Ruff.

On writ of certiorari to the United States Circuit Court of Appeals for the Fifth Circuit.

This cause came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Fifth Circuit, and was argued by counsel.

On consideration whereof, It is ordered and adjudged by this Court that the judgment of the said United States Circuit Court of Appeals, in this cause, be, and the same is hereby, affirmed with costs; and that this cause be, and the same is hereby, remanded to the District Court of the United States for the Southern District of Georgia.

Per Mr. Justice Brandeis.

Chris Larsen, Petitioner,
614 vs.
Northland Transportation Company, Charterer of the American Motor Vessel "Norco."

On writ of certiorari to the United States Circuit Court of Appeals for the Ninth Circuit.

This cause came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Ninth Circuit, and was argued by counsel.

On consideration whereof, It is ordered, adjudged, and decreed by this Court that the decree of the said United States Circuit Court of Appeals, in this cause, be, and the same is hereby, affirmed with costs; and that this cause be, and the same is hereby, remanded to the District Court of the United States for the Western District of Washington.

Per Mr. Justice McReynolds.

State of Florida, Eugene S. Matthews, Mamie Eaton-Greene, and W. B. Douglass, etc., et al., Appellants,
342 vs.
The United States of America, Interstate Commerce Commission, Georgia Public Service Commission, and Atlantic Coast Line Railroad Company.

Appeal from the District Court of the United States for the Northern District of Georgia.

This cause came on to be heard on the transcript of the record from the District Court of the United States for the Northern District of Georgia, and was argued by counsel.

On consideration whereof, It is ordered, adjudged, and decreed by this Court that the decree of the said District Court in this cause be, and the same is hereby, affirmed.

Per Mr. Chief Justice Hughes.

State of Missouri, Appellant,

824 vs. Appeal from the District Court of the

Missouri Pacific Railway Company, United States for the Eastern

Missouri Pacific Railroad Company, District of Missouri.

and L. W. Baldwin, Receiver.

This cause came on to be heard on the transcript of the record from the District Court of the United States for the Eastern District of Missouri, and was argued by counsel.

On consideration whereof, It is ordered, adjudged, and decreed by this Court that the appeal herein be, and the same is hereby, dismissed for the want of jurisdiction.

Per Mr. Chief Justice Hughes.

J. B. Gully, State Tax Collector,

et al., Appeal from the District Court of the

Appellants, United States for the Southern

651 vs. District of Mississippi.

Interstate Natural Gas Company.

This cause came on to be heard on the transcript of the record from the District Court of the United States for the Southern District of Mississippi, and was argued by counsel.

On consideration whereof, It is ordered, adjudged, and decreed by this Court that the decree of the said District Court in this cause be, and the same is hereby, reversed with costs; and that this cause be, and the same is hereby, remanded to the said District Court for further proceedings in conformity with the opinion of this Court.

Per Mr. Chief Justice Hughes.

William J. McGarrity, Administrator C.T.A. of the Estate of Marcus O. Raiguel, Appellant,
635 vs.
Delaware River Bridge Commission and the Commonwealth of Pennsylvania.

Appeal from the Court of Common Pleas No. 1, Philadelphia County, Commonwealth of Pennsylvania.

This cause came on to be heard on the transcript of the record from the Court of Common Please No. 1, Philadelphia County, Commonwealth of Pennsylvania, and was argued by counsel.

On consideration whereof, It is now here ordered and adjudged by this Court that the appeal herein be, and the same is hereby, dismissed for the want of a properly presented substantial Federal question.

Per Mr. Chief Justice Hughes.

The Chief Justice announced the following orders of the Court:

Frank Silsby, Appellant,
885 vs.
The State of Louisiana.

On consideration of the motion for leave to proceed further herein in forma pauperis,

It is ordered by this Court that the said motion be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Frank Silsby, Appellant,
885 vs.
The State of Louisiana.

Appeal from the Supreme Court of the State of Louisiana.

This cause came on to be heard on the transcript of the record from the Supreme Court of the State of Louisiana, and was argued by counsel.

On consideration whereof, It is now here ordered and adjudged by this Court that the appeal herein be, and the same is hereby, dismissed for the want of jurisdiction.

Per Mr. Chief Justice Hughes.

Frank Silsby, Appellant,
885 vs.
The State of Louisiana.

Appeal from the Supreme Court of the State of Louisiana.

Treating the appeal papers herein from the Supreme Court of the State of Louisiana as an application for a writ of certiorari;

On consideration whereof, It is ordered by this Court that the said application for writ of certiorari be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Ralph Sollitt & Sons Construction Company,
Appellant,
857 vs.
The Commonwealth of Virginia.

Appeal from the Supreme Court of Appeals of the State of Virginia.

This cause came on to be heard on the transcript of the record from the Supreme Court of Appeals of the State of Virginia, and was argued by counsel.

On consideration whereof, It is now here ordered and adjudged by this Court that the appeal herein be, and the same is hereby, dismissed for the want of a substantial Federal question.

Per Mr. Chief Justice Hughes.

Frank Knaus and Dina Knaus, Appellants,
863 vs.
Madison and Kedzie State Bank, Will H. Wade, Receiver of Madison and Kedzie State Bank, et al.

Appeal from the Supreme Court of the State of Illinois.

This cause came on to be heard on the transcript of the record from the Supreme Court of the State of Illinois, and on motions to dismiss which were argued by counsel.

On consideration whereof, It is now here ordered by this Court that the motions of the appellees to dismiss the appeal herein be, and the same are hereby, granted.

And it is further ordered that the appeal herein be, and the same is hereby, dismissed for the want of a substantial Federal question.

Per Mr. Chief Justice Hughes.

Sarah Braverman, Appellant,

862 vs. Appeal from the Supreme Court of the

Terrill Bond & Mortgage Co., State of Illinois.

Arthur B. Knight, et al.

This cause came on to be heard on the transcript of the record from the Supreme Court of the State of Illinois, and on motion to dismiss which was argued by counsel.

On consideration whereof, It is now here ordered by this Court that the motion to dismiss the appeal herein be, and the same is hereby, granted.

And it is further ordered that the appeal herein be, and the same is hereby, dismissed for the want of jurisdiction.

Per Mr. Chief Justice Hughes.

Sarah Braverman, Appellant,

862 vs. Appeal from the Supreme Court of the

Terrill Bond & Mortgage Co., State of Illinois.

Arthur B. Knight, et al.

Treating the appeal papers herein from the Supreme Court of the State of Illinois as an application for a writ of certiorari;

On consideration whereof, It is ordered by this Court that the said application for writ of certiorari be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

The Chief Justice said:

"The other orders of the Court appear upon the list certified to by the Chief Justice and filed with the Clerk and will not be announced orally."

Bertha Meyer Smith, Petitioner,

742 vs.

The United States of America.

On consideration of the motion for leave to proceed further herein in forma pauperis,

It is ordered by this Court that the said motion be, and the same is hereby, granted,

Per Mr. Chief Justice Hughes.

Lawrence M. Fine, Petitioner,

860 vs.

The United States of America.

On consideration of the motion for leave to proceed further herein in forma pauperis,

It is ordered by this Court that the said motion be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Lawrence M. Fine, Petitioner, On petition for writ of certiorari

860 vs. to the United States Circuit Court of Appeals for the Seventh Circuit.

The United States of America.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Seventh Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

John Marshall, Petitioner,

872 vs.

The People of the State of New York.

On consideration of the motion for leave to proceed further herein in forma pauperis,

It is ordered by this Court that the said motion be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

John Marshall, Petitioner,

872 vs.

The People of the State of New York.

On petition for writ of certiorari to the Supreme Court of the State of New York.

On consideration of the petition for a writ of certiorari herein to the Supreme Court of the State of New York, and of the argument of counsel thereupon had,

It is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Elizabeth Rubio, a Minor, etc., Petitioner,

679 vs.

Filemon Sotto.

On consideration of the motion for leave to proceed further herein in forma pauperis,

It is ordered by this Court that the said motion be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Elizabeth Rubio, a Minor, etc., Petitioner,
679 vs.
Filemon Sotto.

On petition for writ of certiorari to the Supreme Court of the Philippine Islands.

On consideration of the petition for a writ of certiorari herein to the Supreme Court of the Philippine Islands, and of the argument of counsel thereupon had,

It is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Joseph M. Prevette, Administrator of the Estate of Carl Ervin Creedmore, deceased, et al., Petitioners,
884 vs.
The United States of America.

On consideration of the motion for leave to proceed further herein in forma pauperis,

It is ordered by this Court that the said motion be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Joseph M. Prevette, Administrator of the Estate of Carl Ervin Creedmore, Deceased, et al., Petitioners,
884 vs.
The United States of America.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Fourth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Fourth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

W. B. Worthen Company, Agent, et al., Appellants,
856 vs.
Mrs. W. D. Thomas.

In this case probable jurisdiction is noted. The motion of the appellee to dismiss is denied. Further consideration of the motion to affirm is postponed to the hearing of the case on the merits.

Per Mr. Chief Justice Hughes.

Indian Valley Railroad Company, Appellant,
867 vs.
The United States of America, et al.

In this case probable jurisdiction is noted.

Per Mr. Chief Justice Hughes.

State of Ohio, Public Utilities Commission of Ohio, et al., Appellants,
868 vs.
The United States of America, et al.; and
The United States of America, et al., Appellants,
886 vs.
State of Ohio, Public Utilities Commission of Ohio, et al.

In these cases probable jurisdiction is noted.

Per Mr. Chief Justice Hughes.

John F. O'Ryan, as Commissioner of Police, etc., et al., Petitioners,
815 vs.
Mills Novelty Company.

Order allowing certiorari.

The petition herein for a writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit is granted, and the case is assigned for argument on Monday, April 30th next, after the cases heretofore assigned for that day.

And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

Lewis Reynolds, Petitioner,
734 vs.
The United States.

Order allowing certiorari.
The petition herein for a writ of certiorari to the Court of Claims is granted. And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

Thomas M. Lynch, John J. Merrill and John P. Hennessey, as Commissioners Constituting the State Tax Commission of the State of New York,
Petitioners,
831 vs.
The People of the State of New York, Upon the Relation of Elizabeth Pierson.

Order allowing certiorari.
The petition herein for a writ of certiorari to the Supreme Court of the State of New York is granted.
And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

W. J. Savage Company, Petitoner,
790 vs.
City of Knoxville, et al.

On petition for writ of certiorari to the Supreme Court of the State of Tennessee.

On consideration of the petition for a writ of certiorari herein to the Supreme Court of the State of Tennessee, and of the argument of counsel thereupon had,

It is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Douglas C. Findlay, et al.,

Petitioners,

821 vs.

Florida East Coast Railway Company, Bankers Trust Company, et al., etc.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Fifth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Fifth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

General Paint Corporation,

Petitioner,

789 vs.

Herman Kramer.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Tenth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Tenth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Dinuba Associates, Ltd.,

Petitioner,

803 vs.

Killefer Manufacturing Company.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Ninth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Ninth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Pacific Mutual Life Insurance Company
of California, et al., Petitioners,
806 vs. On petition for writ of certiorari
Cleone R. McCombs and William Frank to the Supreme Court of the
McCombs and Joyce McCombs, Minors, State of Arkansas.
by Their Legally Appointed Guardian,
Cleone R. McCombs.

On consideration of the petition for a writ of certiorari herein to the Supreme Court of the State of Arkansas, and of the argument of counsel thereupon had,

It is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Harpers Ferry and Potomac Bridge
Company, Petitioner, On petition for writ of certiorari
811 vs. to the Supreme Court of Appeals
Public Service Commission of of the State of West Virginia.
West Virginia.

On consideration of the petition for a writ of certiorari herein to the Supreme Court of Appeals of the State of West Virginia, and of the argument of counsel thereupon had,

It is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

George Ulmen, On petition for writ of certiorari
Petitioner, to the United States Circuit Court
813 vs. of Appeals for the Ninth Circuit.
National Surety Company of New York.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Ninth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

The West Shore Railroad Company and the New York Central Railroad Company, Lessee, Petitioners,

817 vs.

The Board of Public Utility Commissioners of the State of New Jersey.

On petition for writ of certiorari to the Court of Errors and Appeals of the State of New Jersey.

On consideration of the petition for a writ of certiorari herein to the Court of Errors and Appeals of the State of New Jersey, and of the argument of counsel thereupon had,

It is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Terre Haute Electric Company, Inc., Petitioner,

818 vs.

Guy T. Helvering, Commissioner of Internal Revenue.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Seventh Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Seventh Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Terre Haute Electric Company, Inc., Petitioner,

819 vs.

Guy T. Helvering, Commissioner of Internal Revenue.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Seventh Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Seventh Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Indemnity Insurance Company of North America, Petitioner,
822 vs.
Dixon C. Sloan.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Fourth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Fourth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

New York Trust Company as Trustee, Petitioner,
825 vs.
J. S. Cargile, Dave Block, Ben Johnson, et al., Constituting the Arkansas State Highway Commission, et al.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Eighth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Eighth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

The New England Newspaper Publishing Company, Petitioner,
828 vs.
Frank E. Bonner.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the First Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the First Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Frank E. Bonner,

Petitioner,

846 vs.

The New England Newspaper Publishing Company.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the First Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the First Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

The New England Newspaper Publishing Company,

Petitioner,

829 vs.

F. W. Griffith.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the First Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the First Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Atlantic Coast Line Railroad Company, Petitioner,

835 vs.

Sarah Elizabeth Stringfellow, a Widow, and as Administratrix, etc.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Fifth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Fifth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Missouri Pacific Railroad Company and
United States Fidelity and Guaranty Company, Petitioners,
836 vs.
J. A. Treece.

On petition for writ of certiorari to the Supreme Court of the State of Arkansas.

On consideration of the petition for a writ of certiorari herein to the Supreme Court of the State of Arkansas, and of the argument of counsel thereupon had,

It is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

John Hill,
Petitioner,
837 vs.
Carl Brewer, et al.

On petition for writ of certiorari to the Supreme Court of the State of Louisiana.

On consideration of the petition for a writ of certiorari herein to the Supreme Court of the State of Louisiana, and of the argument of counsel thereupon had,

It is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Henry B. Willis,
Petitioner,
845 vs.
The First Real Estate and Investment Company, et al.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Fifth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Fifth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Guy T. Helvering, Commissioner of Internal Revenue, Petitioner, vs. St. Louis Southwestern Railway Company. — On petition for writ of certiorari to the United States Circuit Court of Appeals for the Eighth Circuit.

853

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Eighth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Continental Oil Company, Petitioner, vs. Guy T. Helvering, Commissioner of Internal Revenue. — On petition for writ of certiorari to the Court of Appeals of the District of Columbia.

816

On consideration of the petition for a writ of certiorari herein to the Court of Appeals of the District of Columbia, and of the argument of counsel thereupon had,

It is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Edward J. Posselius and Frank J. Posselius, Executors of the Estate of Alphonse D. Posselius, Deceased, Petitioners, vs. First National Bank-Detroit and Ernst Kern Company. — On petition for writ of certiorari to the Supreme Court of the State of Michigan.

841

On consideration of the petition for a writ of certiorari herein to the Supreme Court of the State of Michigan, and of the argument of counsel thereupon had,

It is now here ordered by this Court that the said petition be, and the same is hereby, denied.

PerMr. Chief Justice Hughes.

James F. Huteson, Petitioner, vs. The United States of America. — On petition for writ of certiorari to the United States Circuit Court of Appeals for the Seventh Circuit.

842

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Seventh Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

The Northwestern Mutual Life Insurance Company, Petitioner, vs. Florence H. West. — On petition for writ of certiorari to the Court of Appeals of the District of Columbia.

850

On consideration of the petition for a writ of certiorari herein to the Court of Appeals of the District of Columbia, and of the argument of counsel thereupon had,

It is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Commercial Standard Insurance Company, Petitioner, vs. Early Davis, et al. — On petition for writ of certiorari to the United States Circuit Court of Appeals for the Fifth Circuit.

812

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Fifth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Irving Trust Company, as Trustee in Bankruptcy of Broomhall, Killough & Co., Inc., Petitioner,

826 vs.

The Bank of America National Association.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Second Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Bondholders' Committee of Which J. Lester Pierman is Chairman and Schiff, Dorfman & Stein,

Petitioners,

844 vs.

Realty Associates Securities Corporation, et al.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Second Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Title Guarantee and Trust Company,

Petitioner,

849 vs.

Frank Collis Bowers, Executor of the Last Will and Testament of Frank K. Bowers, Deceased, Collector of Internal Revenue, etc.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Second Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Mary Foley Noakes,

Petitioner,

852 vs.

Standard Oil Company of Kentucky and S. McLemore.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Sixth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Sixth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

The Nashville, Chattanooga & St. Louis Railway,

Petitioner,

876 vs.

Mrs. Effie Byars.

On petition for writ of certiorari to the Court of Appeals of the State of Kentucky.

On consideration of the petition for a writ of certiorari herein to the Court of Appeals of the State of Kentucky, and of the argument of counsel thereupon had,

It is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

J. C. Myers, as Administrator of the Estate of F. E. Myers, Deceased,

Petitioner,

775 vs.

The United States.

On petition for writ of certiorari to the Court of Claims.

On consideration of the petition for a writ of certiorari herein to the Court of Claims and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

J. C. Myers, an Administrator of the Estate of F. E. Myers, Deceased, Petitioner,
775 vs.
The United States.

On consideration of the motion to remand this case to the Court of Claims for additional findings,
It is ordered by this Court that the said motion be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Life & Casualty Insurance Company of Tennessee, Appellant,
89 vs.
Ossie McCray.

A petition for rehearing having been filed in this cause,
Upon consideration whereof, It is ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Life & Casualty Insurance Company of Tennessee, Appellant,
509 vs.
Albert Barefield.

A petition for rehearing having been filed in this cause,
Upon consideration thereof, It is ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

The Texas & Pacific Railway Company, Petitioner,
128 vs.
S. O. Pottorff, Receiver, etc.

A petition for rehearing having been filed in this cause,
Upon consideration thereof, It is ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

H. Chassaniol,
Appellant,
428 vs.
City of Greenwood.

A petition for rehearing having been filed in this cause,
Upon consideration thereof, It is ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

The Mutual Life Insurance Company of New York, Petitioner,
725 vs.
Wells Fargo Bank & Union Trust Company.

A petition for rehearing having been filed in this cause,
Upon consideration thereof, It is ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

The Chief Justice also announced the following order:

Order.

The Court will take a recess from Monday, April 9th to Monday, April 30th next.

Per Mr. Chief Justice Hughes.

— Original.
Ex parte: Jesse C. Duke, Petitioner.

The motion for leave to file petition for writ of mandamus herein was submitted.

State of Ohio, Complainant,
— Original. vs.
Guy T. Helvering, Commissioner of Internal Revenue, et al.

The motion for leave to file bill of complaint herein was submitted by Mr. John W. Bricker for the complainant.

State of Arizona, Complainant,

— Original. vs.

State of California, et al.

The returns to the rules to show cause herein were presented.

State of New Jersey, Complainant,

12, Original. vs.

The City of New York.

The report of the defendant herein was presented.

Roland Boynton, Attorney General of the State of Kansas, Petitioner,

655 vs.

The Hutchinson Gas Company.

The argument of this case was commenced by Mr. John G. Egan for the petitioner, and continued by Mr. Robert Stone for the respondent.

Proclamation being made the Court is adjourned until tomorrow at 12 o'clock

Pursuant to adjournment the Court met at the Capitol.

PRESENT:

The Honorable Charles E. Hughes, Chief Justice,
Willis Van Devanter,
James C. McReynolds,
Louis D. Brandeis,
George Sutherland, Associate Justices.
Pierce Butler,
Harlan F. Stone,
Owen J. Roberts,
Benjamin N. Cardozo,
Frank K. Green, Esquire, Marshal,
Charles Elmore Cropley, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. Bolitha J. Laws, It is ordered that Lowry N. Coe, Esquire, of Washington, District of Columbia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. John Walsh, It is ordered that F. Ryan Duffy, Esquire, of Fond du Lac, State of Wisconsin, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Harry Clayton Cook, It is ordered that Joseph R. Cook, Esquire, of Ashtabula, State of Ohio, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. John Macauley Abbott, It is ordered that Geo. A. Butler, Esquire, of Philadelphia, State of Pennsylvania, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. John Randolph Neal, It is ordered that John H. Wheelock, Esquire, of Chattanooga, State of Tennessee, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Byron M. Coon, It is ordered that Roy L. Talbott, Esquire, of Gaithersburg, State of Maryland, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Theodore A. Walters, It is ordered that Harry Benoit, Esquire, of Twin Falls, State of Idaho, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Louis G. Caldwell, It is ordered that Frederic Burnham, Esquire, of Chicago, State of Illinois, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Spencer Gordon, It is ordered that Leonard B. Levy, Esquire, of New Orleans, State of Louisiana, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Louis G. Caldwell, It is ordered that Orville W. Lee, Esquire, of Chicago, State of Illinois, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Louis G. Caldwell, It is ordered that Miles G. Seeley, Esquire, of Chicago, State of Illinois, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Louis G. Caldwell, It is ordered that Marion B. Stahl, Esquire, of New York City, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. C. C. Dill, It is ordered that Miss Dorothee Scarbrough, of Olympia, State of Washington, be admitted to practice as an Attorney and Counsellor of this Court, and she was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Henry F. Ashurst, It is ordered that Joseph H. White, Esquire of Douglas, State of Arizona, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Henry F. Ashurst, It is ordered that Joseph L. Peirce, Esquire, of Nahant, State of Massachusetts, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Henry F. Ashurst, It is ordered that Linton B. West, Esquire, of Cuthbert, State of Georgia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Eugene F. Bogan, It is ordered that F. Melville Milby, Esquire, of Norfolk, State of Virginia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

Roland Boynton, Attorney General of the State of Kansas, Petitioner,
655 vs.
The Hutchinson Gas Company.

The argument of this case was concluded by Mr. Robert Stone for the respondent. Leave was granted the parties to file additional briefs on or before Friday next.

Annie Sauder, Administratrix of the estate of Philip Sauder, deceased, et al., Petitioners,
660 vs.
Mid-Continental Petroleum Corporation.

This case was argued by Mr. Harry W. Colmery for the petitioners, and by Mr. Richard H. Wills for the respondent.

Spring City Foundry Company, Petitioner,
727 vs.
Commissioner of Internal Revenue;
Spring City Foundry Company, Petitioner,
728 vs.
Commissioner of Internal Revenue.

The argument of these cases was commenced by Mr. Richard H. Tyrell for the petitioner; continued by Mr. Erwin N. Griswold for the respondent; and concluded by Mr. Edgar L. Wood for the petitioner.

Proclamation being made the Court is adjourned until tomorrow at 12 o'clock.

WEDNESDAY, APRIL 4, 1934

Pursuant to adjournment the Court met at the Capitol.

PRESENT:

The Honorable Charles E. Hughes, Chief Justice,
Willis Van Devanter,
James C. McReynolds,
Louis D. Brandeis,
George Sutherland,
Pierce Butler,
Harlan F. Stone,
Owen J. Roberts,
Benjamin N. Cardozo,
Associate Justices.
Frank K. Green, Esquire, Marshal,
Charles Elmore Cropley, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. R. C. Fulbright, It is ordered that James R. Van Slyke, Esquire, of St. Louis, State of Missouri, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. R. C. Fulbright, It is ordered that Charles P. Schwartz, Esquire, of Chicago, State of Illinois, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Harry B. Rook, It is ordered that Edwin J. C. Joerg, Esquire, of Newark, State of New Jersey, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Carl M. Weideman, It is ordered that Samuel Shapero, Esquire, of Detroit, State of Michigan, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Riley J. Wilson, It is ordered that Samuel J. Tennant, Jr., Esquire, of New Orleans, State of Louisiana, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. George J. Feldman, It is ordered that Arthur W. Sullivan, Esquire, of Boston, State of Massachusetts, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in thisbehalf by Mr. George J. Feldman, It is ordered that James H. Flanagan, Esquire, of Boston, State of Massachusetts, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

Michael J. Healy, Chief of Police of Manchester, N. H., Appellant,
731 vs.
Louis D. Ratta.

This case was argued by Mr. Thornton Lorimer for the appellant and by Mr. Fred C. Demond for the appellee.

Guy T. Helvering, Commissioner of Internal Revenue, Petitioner,
689 vs.
The Independent Life Insurance Company; Rockford Life Insurance Company, Petitioner,
722 vs.
Commissioner of Internal Revenue.

These cases were argued by Mr. Solicitor General Biggs for the petitioner, in No. 689 and the respondent in No. 722, and by Mr. William Marshall Bullitt for the respondent in No. 689 and the petitioner in No. 722.

Local Union Company, Petitioner,
783 vs.
William Hunt.

The argument of this case was commenced by Mr. Frederic Burnham for the petitioner.

Proclamation being made the Court is adjourned until tomorrow at 12 o'clock.

Pursuant to adjournment the Court met at the Capitol.

PRESENT:

The Honorable Charles E. Hughes, Chief Justice,
Willis Van Devanter,
James C. McReynolds,
Louis D. Brandeis,
George Sutherland, Associate Justices.
Pierce Butler,
Harlan F. Stone,
Owen J. Roberts,
Benjamin N. Cardozo,
Frank K. Green, Esquire, Marshal,
Charles Elmore Cropley, Clerk.

Proclamation being made the Court is opened.

Local Loan Company, Petitioner,
783 vs.
William Hunt.

The argument of this case was continued by Mr. Frederic Burnham for the petitioner, and concluded by Mr. Lloyd A. Faxon for the respondent.

Sewell Lee Avery, Petitioner,
791 vs.
Commissioner of Internal Revenue;
Sewell L. Avery, Petitioner,
792 vs.
Commissioner of Internal Revenue.

These cases were argued by Mr. Leland K. Neeves for the petitioner, and by Mr. Assistant Solicitor General MacLean for the respondent.

Mississippi Valley Barge Line Company, Appellant,
807 vs.
The United States of America, Interstate Commerce Commission, Illinois Central Railroad Company, et al.

This case was argued by Mr. James R. Van Slyke for the appellant; by Mr. J. Stanley Payne for the appellees, The United States and the Interstate Commerce Commission; and by Mr. Elmer A. Smith, for the appellees, Illinois Central Railroad Company, et al. Leave was granted appellant to file a reply

MONDAY, APRIL 9, 1934

Pursuant to adjournment the Court met at the Capitol.

PRESENT:

The Honorable Charles E. Hughes, Chief Justice,
Willis Van Devanter,
James C. McReynolds,
Louis D. Brandeis,
George Sutherland, Associate Justices.
Pierce Butler,
Harlan F. Stone,
Owen J. Roberts,
Benjamin N. Cardozo,
Frank K. Green, Esquire, Marshal,
Charles Elmore Cropley, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. Fred L. Van Dolsen, It is ordered that Ralph M. Snyder, Esquire, of Chicago, State of Illinois, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Louis B. Montfort, It is ordered that Irving A. Fish, Esquire, of Milwaukee, State of Wisconsin, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Eliot C. Lovett, It is ordered that Markley Frankham, Esquire, of New York City, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Frank L. Peckham, It is ordered that Ormie C. Lamse, Esquire, of Minneapolis, State of Minnesota, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Gregory Hankin, It is ordered that Stanley Weiss, Esquire, of St. Louis, State of Missouri, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Camden R. McAtee, It is ordered that Frank J. Dougherty, Esquire, of Louisville, State of Kentucky, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Riley J. Wilson, It is ordered that Julius T. Long, Esquire, of Shreveport, State of Louisiana, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. David A. Reed, It is ordered that Joseph I. Winslow, Esquire, of Pittsburgh, State of Pennsylvania, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. David A. Reed, It is ordered that Raymond B. Tobias, Esquire, of Mount Carmel, State of Pennsylvania, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Hugo L. Black, It is ordered that G. Ernest Jones, Esquire, of Birmingham, State of Alabama, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. William B. Bosley, It is ordered that Robert H. Cordes, Esquire, of San Francisco, State of California, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Tilman B. Parks, It is ordered that Felix L. Smith, Esquire, of Hot Springs, State of Arkansas, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Erwin N. Griswold, It is ordered that Merritt A. Vickery, Esquire, of Cleveland, State of Ohio, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Hatton W. Sumners, It is ordered that Philip Pendleton Gibson, Esquire, of Huntington, State of West Virginia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Sanford Robinson, It is ordered that Truman Henson, Esquire, of New York City, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Louis M. Denit, It is ordered that Herbert L. Hanson, Esquire, of New York City, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

Hartford Accident & Indemnity Company
and United States Fidelity & Guaranty Company, Appellant,
650 vs.
Delta & Pine Land Company.

Appeal from the Supreme Court of the State of Mississippi.

This cause came on to be heard on the transcript of the record from the Supreme Court of the State of Mississippi, and was argued by counsel.

On consideration whereof, It is now here ordered and adjudged by this Court that the judgment of the said Supreme Court, in this cause, be, and the same is hereby, reversed with costs; and that this cause be, and the same is hereby, ~~reversed with costs; and that this cause be, and the same is hereby,~~ remanded to the said Supreme Court for further proceedings not inconsistent with the opinion of this Court.

Per Mr. Justice Roberts.

Hans Elliot and United States Fidelity
and Guaranty Company,
Petitioners,
463 vs.
Thomas R. Lombard.

On writ of certiorari to the United States Circuit Court of Appeals for the Fifth Circuit.

This cause came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Fifth Circuit, and was argued by counsel.

On consideration whereof, It is ordered, adjudged, and decreed by this Court that the decree of the said United States Circuit Court of Appeals, in this cause, be, and the same is hereby, reversed with costs; and that this cause be, and the same is hereby, remanded to the said Circuit Court of Appeals for further proceedings in conformity with the opinion of this Court and for consideration and disposal on the merits.

Per Mr. Justice Van Devanter.

The Chief Justice announced the following orders of the Court:

Roland Boynton, Attorney General
of the State of Kansas, Petitioner,
vs.
The Hutchinson Gas Company.

On writ of certiorari to the Supreme Court of the State of Kansas.

655

This cause came on to be heard on the transcript of the record from the Supreme Court of the State of Kansas, and was argued by counsel.

On consideration whereof, It is now here ordered and adjudged by this Court that the writ of certiorari, in this cause be, and the same is hereby, dismissed with costs.

Per Mr. Chief Justice Hughes.

The People of the State of New York,
ex rel. Dexter Blagden, Appellant,
vs.
Thomas M. Lynch, John J. Merrill, and John P. Hennessey, as Tax Commissioners of the State of New York.

Appeal from the Supreme Court of the State of New York, Albany County.

905

This cause came on to be heard on the transcript of the record from the Supreme Court of the State of New York, Albany County, and was argued by counsel.

On consideration whereof, It is now here ordered and adjudged by this Court that the appeal herein be, and the same is hereby, dismissed for the want of jurisdiction.

Per Mr. Chief Justice Hughes.

The People of the State of New York,
ex rel. Dexter Blagden, Appellant,
905 vs.
Thomas M. Lynch, John J. Merrill,
and John P. Hennessey, as Tax Commissioners of the State of New York.

Appeal from the Supreme Court of the State of New York, Albany County.

Treating the appeal papers herein from the Supreme Court of the State of New York, Albany County, as an application for a writ of certiorari;

On consideration whereof, It is ordered by this Court that the said application for writ of certiorari be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

City of South Pasadena, Appellant,
906 vs.
City of San Gabriel, Glenn Evans,
James M. Fisk, et al., etc.

Appeal from the District Court of Appeal, 2nd Appellate District, State of California.

This cause came on to be heard on the transcript of the record from the District Court of Appeal, 2nd Appellate District, State of California, and was argued by counsel.

On consideration whereof, It is now here ordered and adjudged by this Court that the appeal herein be, and the same is hereby, dismissed for the want of jurisdiction.

Per Mr. Chief Justice Hughes.

City of South Pasadena, Appellant,
906 vs.
City of San Gabriel, Glenn Evans,
James M. Fisk, et al., etc.

Appeal from the District Court of Appeal, 2nd Appellate District, State of California.

Treating the appeal papers herein from the District Court of Appeal, 2nd Appellate District, State of California, as an application for a writ of certiorari;

On consideration whereof, It is ordered by this Court that the said application for writ of certiorari be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

The Chief Justice said:

"The other orders of the Court appear upon the list certified to by the Chief Justice and filed with the Clerk and will not be announced orally."

— Original.

Ex Parte: Jesse C. Duke, Petitioner.

On consideration of the motion for leave to file a petition for writ of mandamus herein,

It is ordered by this Court that the said motion be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

— Original.

Ex Parte: Jesse C. Duke, Petitioner.

On consideration of the motion for leave to proceed in forma pauperis herein,

It is ordered by this Court that the said motion be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

The State of Ohio, Complainant,

— Original. vs.

Guy T. Helvering, as an Individual and as Commissioner of Internal Revenue, et al., etc.

A rule is ordered to issue, returnable April 30 next, requiring defendants to show cause why leave to file the bill of complaint should not be granted.

Per Mr. Chief Justice Hughes.

State of New Jersey, Complainant,

12, Original. vs.

City of New York.

The report of the defendant is received and ordered to be filed.

Per Mr. Chief Justice Hughes.

John O. Keys, Petitioner,

897 vs.

Samuel H. Keets and Lumina Keets, his wife;

John O. Keys, Petitioner,

898 vs.

Bessie Hansborough, et al.

On consideration of the motion for leave to proceed further herein in forma pauperis,

It is ordered by this Court that the said motion be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

John O. Keys,

Petitioner,

897 vs.

Samuel H. Keets and Lumina Keets, His Wife.

On petition for writ of certiorari to the Court of Appeals of the District of Columbia.

On consideration of the petition for a writ of certiorari herein to the Court of Appeals of the District of Columbia, and of the argument of counsel thereupon had,

It is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

John O. Keys,

Petitioner,

898 vs.

Bessie Hansborough, et al.

On petition for writ of certiorari to the Court of Appeals of the District of Columbia.

On consideration of the petition for a writ of certiorari herein to the Court of Appeals of the District of Columbia, and of the argument of counsel thereupon had,

It is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Lucinda V. Bodenheimer, Petitioner,

911 vs.

Confederate Memorial Association.

On consideration of the motion for leave to proceed further herein in forma pauperis,

It is ordered by this Court that the said motion be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Lucinda V. Bodenheimer, Petitioner,

911 vs.

Confederate Memorial Association.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Fourth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Fourth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

The State of Texas, et al., Appellants,

920 vs.

The United States of America, et al.

In this case probable jurisdiction is noted.

Per Mr. Chief Justice Hughes.

The United States, Petitioner,

834 vs.

The Creek Nation.

Order allowing certiorari;

The petition herein for a writ of certiorari to the Court of Claims is granted. And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

Guy T. Helvering, Commissioner of Internal Revenue, Petitioner,
873 vs.
New York Trust Company, Trustee, etc.

Order allowing certiorari.
The petition herein for a writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit is granted. And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

The New York Trust Company, as Trustee, etc., Petitioner,
899 vs.
Guy T. Helvering, Commissioner of Internal Revenue.

Order allowing certiorari.
The petition herein for a writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit is granted. And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

Mrs. Margaret Shea Lynch, Petitioner,
855 vs.
The United States of America.

Order allowing certiorari.
The petition herein for a writ of certiorari to the United States Circuit Court of Appeals for the Fifth Circuit is granted. And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

Sam Wilmer, in His Own Right and as Administrator of the Estate of Meyer Wilmer, Deceased, Petitioner,
861 vs.
The United States of America.

Order allowing certiorari.
The petition herein for a writ of certiorari to the United States Circuit Court of Appeals for the Seventh Circuit is granted. And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

Claire A. Warner, Administratrix of the Estate of John M. Warner, Deceased, Petitioner,
870 vs.
Edward F. Coltra, Doing Business Under the Style and Name of Coltra Barge Line.

Order allowing certiorari.
The petition herein for a writ of certiorari to the Supreme Court of the State of Missouri is granted. And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

D. H. Burnham, Petitioner,
823 vs.
Arcola Sugar Mills Company.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Fifth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Fifth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Emerson E. Rossmoore, Petitioner,

830 vs. On petition for writ of certiorari

Charles W. Anderson, Individually and as Collector of Internal Revenue for the Third District of New York. to the United States Circuit Court of Appeals for the Second Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Second Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Kansas City Structural Steel Company and Globe Indemnity Company,

Petitioners, On petition for writ of certiorari

839 vs. to the Supreme Court of the

Jewell McWhirter Daggett, Widow and David Leigh Daggett, Minor Son, Dependents of Lester Daggett, Deceased. State of Missouri.

On consideration of the petition for a writ of certiorari herein to the Supreme Court of the State of Missouri, and of the argument of counsel thereupon had,

It is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Robert L. May, On petition for writ of certiorari

Petitioner, to the Court of Appeals of the

851 vs. District of Columbia.

District of Columbia.

On consideration of the petition for a writ of certiorari herein to the Court of Appeals of the District of Columbia, and of the argument of counsel thereupon had,

It is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

St. Paul Bridge & Terminal Railway Company, Petitioner,

877 vs.

Esther Genova, Special Administratrix of the Estate of Charles Genova, Deceased.

On petition for writ of certiorari to the Supreme Court of the State of Minnesota.

On consideration of the petition for a writ of certiorari herein to the Supreme Court of the State of Minnesota, and of the argument of counsel thereupon had,

It is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

St. Paul Bridge & Terminal Railway Company, Petitioner,

878 vs.

Oresto Natalino.

On petition for writ of certiorari to the Supreme Court of the State of Minnesota.

On consideration of the petition for a writ of certiorari herein to the Supreme Court of the State of Minnesota, and of the argument of counsel thereupon had,

It is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

The Apartment Corporation, Petitioner,

690 vs.

Guy T. Helvering, Commissioner of Internal Revenue.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Fourth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Fourth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Standard Oil Company of New Jersey and J. C. King, Petitioners, vs. Frank R. Thompson. 696

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Fourth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Fourth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied."

Per Mr. Chief Justice Hughes.

Standard Oil Company, Petitioner, vs. John P. McLaughlin, United States Collector of Internal Revenue for the First District of California. 848

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Ninth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Ninth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Otto J. Bauman, as County Treasurer of Douglas County, Nebraska, etc., et al., Petitioners, vs. Chicago and North Western Railway Company. 875

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Eighth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Eighth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

William F. Perry, et al., Trustees,
Petitioners,
858 vs.
Frank A. Page, Collector of Internal Revenue.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the First Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the First Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Kildredge S. Price, Alias Kildredge Price, Alias Price E. Crawford,
Petitioner,
799 vs.
The United States of America.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Fifth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Fifth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

The United States of America, ex relations Thaddeus R. Wilkinson and George J. Coleman, Petitioners,
833 vs.
Frank T. Hines, Administrator of Veterans' Affairs.

On petition for writ of certiorari to the Court of Appeals of the District of Columbia.

On consideration of the petition for a writ of certiorari herein to the Court of Appeals of the District of Columbia, and of the argument of counsel thereupon had,

It is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Alfred C. Blumenthal, Petitioner,
866 vs.
Albert M. Greenfield.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Third Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Third Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

The Columbus Gas and Fuel Company, Appellant,
937 vs.
The Public Utilities Commission of Ohio and the City of Columbus, Ohio.

The motion to note jurisdiction and to assign for argument was submitted by Mr. Albert M. Calland for the appellant and position of appellee, City of Columbus, in regard thereto stated by Mr. John L. Davies.

The Chief Justice announced the following orders of the Court:

The Columbus Gas and Fuel Company, Appellant,
608 vs.
The Public Utilities Commission of Ohio, et al.

A petition for rehearing having been filed in this case;

Upon consideration thereof, It is ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

The Columbus Gas and Fuel Company, Appellant,
937 vs.
The Public Utilities Commission of Ohio, et al.

In this case probable jurisdiction is noted, and the case is assigned for argument on Monday, April 30 next, after the cases heretofore assigned for that day.

Per Mr. Chief Justice Hughes.

Proclamation being made the Court is adjourned until Monday, April 30 next, at 12 o'clock.

MONDAY, APRIL 30, 1934

Pursuant to adjournment the Court met at the Capitol.

PRESENT:

The Honorable Charles E. Hughes, Chief Justice,
Willis Van Devanter,
James C. McReynolds,
Louis D. Brandeis,
George Sutherland, Associate Justices.
Pierce Butler,
Harlan F. Stone,
Owen J. Roberts,
Benjamin N. Cardozo,
Frank K. Green, Esquire, Marshal,
Charles Elmore Cropley, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. Arthur G. Brode, It is ordered that Milton Hertz, Esquire, of New York City, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Arthur G. Brode, It is ordered that Samuel Rubinton, Esquire, of New York City, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Carl E. Mapes, It is ordered that George A. Dondero, Esquire, of Royal Oak, State of Michigan, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Thomas P. Gore, It is ordered that Edward Marcu, Esquire, of Philadelphia, State of Pennsylvania, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Arthur G. B[illegible]s, It is ordered that J. Irwin Shapiro, Esquire, of New York City, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Morgan E. Sanders, It is ordered that Eustis Myres, Esquire, of Dallas, State of Texas, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Paul M. Segal, It is ordered that Charles Rosenbaum, Esquire, of Denver, State of Colorado, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Morton K. Rothschild, It is ordered that James L. Skerritt, Esquire, of New York City, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Alan Eglesten Gray, It is ordered that Herbert F. Horner, Esquire, of Minneapolis, State of Minnesota, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Harry H. Shelton, It is ordered that John H. Jackson, Esquire, of New York City, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Edwin A. Meeers, It is ordered that J. Donald MacKnight, Esquire, of New York City, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Joseph C. Fehr, It is ordered that Donald Malcolm, Esquire, of New York City, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Samuel E. Blackham, It is ordered that Louis J. Holther, Esquire, of Ogden, State of Utah, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Walter A. Koons, It is ordered that J. C. Hall, Esquire, of San Antonio, State of Texas, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Philip Pitt Campbell, It is ordered that Herldon Bowen, Esquire, of Evanston, State of Illinois, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Milton Strassburger, It is ordered that Lyman Stansky, Esquire, of New York City, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Peyton R. Evans, It is ordered that Chas. J. Hoover, Esquire, of Washington, District of Columbia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Donald H. McLean, It is ordered that Oscar S. Mann, Esquire, of New York City, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Walter A. Koons, It is ordered that Walter C. Woodward, Esquire, of Coleman, State of Texas, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. James W. Morris, It is ordered that Calhoun Yancey Byrd, Esquire, of Delray Beach, State of Florida, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. James W. Morris, It is ordered that Perse L. Gaskins, Esquire, of Jacksonville, State of Florida, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Donald H. McLean, It is ordered that Hyman C. Gould, Esquire, of Rochester, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Donald H. McLean, It is ordered that Max Cohen, Esquire, of Rochester, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Seth W. Richardson, It is ordered that David Rosenthal, Esquire, of Wilkes-Barre, State of Pennsylvania, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Seth W. Richardson, It is ordered that Peter P. Jurchak, Esquire, of Wilkes-Barre, State of Pennsylvania, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. William Lemke, It is ordered that Peter O. Sathre, Esquire, of Bismarck, State of North Dakota, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Charles Bunn, It is ordered that Claude G. Krause, Esquire, of Minneapolis, State of Minnesota, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

Mississippi Valley Barge Line Company,
Appellant,

807 vs. Appeal from the District Court of the
The United States of America, Interstate Commerce Commission, Illinois Central Railroad Company, et al. United States for the Eastern District of Missouri.

This cause came on to be heard on the transcript of the record from the District Court of the United States for the Eastern District of Missouri, and was argued by counsel.

On consideration whereof, It is ordered, adjudged, and decreed by this Court that the decree of the said District Court in this cause be, and the same is hereby, affirmed.

Per Mr. Justice Cardozo.

The Dayton Power and Light Company, Appellant,

609 vs.

The Public Utilities Commission of Ohio.

On consideration of the motion to amend the assignments of error filed in this cause,

It is ordered by this Court that the said motion be, and the same is hereby, granted.

Per Mr. Chief Justice Hughes.

The Dayton Power and Light Company,

Appellant,

609 vs.

The Public Utilities Commission of Ohio.

Appeal from the Supreme Court of the State of Ohio.

This cause came on to be heard on the transcript of the record from the Supreme Court of the State of Ohio, and was argued by counsel.

On consideration whereof, It is now here ordered, adjudged, and decreed by this Court that the decree of the said Supreme Court, in this cause, be, and the same is hereby, affirmed with costs.

Per Mr. Justice Cardozo.

Mr. Justice Van Devanter and Mr. Justice Sutherland took no part in the consideration or decision of this case.

Mr. Justice McReynolds and Mr. Justice Butler concur in the result.

Annie Sauder, Administratrix of the Estate of Philip Sauder, Deceased, et al., Petitioners,

660 vs.

Mid-Continent Petroleum Corporation.

On writ of certiorari to the United States Circuit Court of Appeals for the Tenth Circuit.

This cause came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Tenth Circuit, and was argued by counsel.

On consideration whereof, It is ordered, adjudged, and decreed by this Court that the decree of the said United States Circuit Court of Appeals, in this cause, be, and the same is hereby, reversed with costs; and that this cause be, and the same is hereby, remanded to the District Court of the United States for the District of Kansas for further proceedings in conformity with the opinion of this Court.

Per Mr. Justice Roberts.

Mr. Justice Stone took no part in the consideration or decision of this case.

Michael J. Healy, Chief of Police of Manchester, N. H., Appellant,

731 vs.

Louis D. Ratta.

Appeal from the United States Circuit Court of Appeals for the First Circuit.

This cause came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the First Circuit, and was argued by counsel.

On consideration whereof, It is now here ordered, adjudged, and decreed by this Court that the decree of the said United States Circuit Court of Appeals in this cause be, and the same is hereby, reversed with costs; and that this cause be, and the same is hereby, remanded to the District Court of the United States for the District of New Hampshire with instructions to dismiss the cause for want of jurisdiction.

Per Mr. Justice Stone.

Elias A. Olson, Petitioner, vs. The United States of America. 580

On writ of certiorari to the United States Circuit Court of Appeals for the Eighth Circuit.

This cause came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Eighth Circuit, and was argued by counsel.

On consideration whereof, It is ordered and adjudged by this Court that the judgment of the said United States Circuit Court of Appeals, in this cause, be, and the same is hereby, affirmed; and that this cause be, and the same is hereby, remanded to the District Court of the United States for the District of Minnesota.

Per Mr. Justice Butler.

Randor G. Karlson, Petitioner, vs. The United States of America. 581

On writ of certiorari to the United States Circuit Court of Appeals for the Eighth Circuit.

This cause came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Eighth Circuit, and was argued by counsel.

On consideration whereof, It is ordered and adjudged by this Court that the judgment of the said United States Circuit Court of Appeals, in this cause, be, and the same is hereby, affirmed; and that this cause be, and the same is hereby, remanded to the District Court of the United States for the District of Minnesota.

Per Mr. Justice Butler.

Harry Brewster, Petitioner, vs. The United States of America. 582

On writ of certiorari to the United States Circuit Court of Appeals for the Eighth Circuit.

This cause came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Eighth Circuit, and was argued by counsel.

On consideration whereof, It is ordered and adjudged by this Court that the judgment of the said United States Circuit Court of Appeals, in this cause, be, and the same is hereby, affirmed; and that this cause be, and the same is hereby, remanded to the District Court of the United States for the District of Minnesota.

Per Mr. Justice Butler.

Local Loan Company, Petitioner, vs. William Hunt. 783

On writ of certiorari to the United States Circuit Court of Appeals for the Seventh Circuit.

This cause came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Seventh Circuit, and was argued by counsel.

On consideration whereof, It is ordered, adjudged, and decreed by this Court that the decree of the said United States Circuit Court of Appeals, in this cause, be, and the same is hereby affirmed with costs; and that this cause be, and the same is hereby, remanded to the District Court of the United States for the Northern District of Illinois.

Per Mr. Justice Sutherland.

Ruth Loughran, Petitioner,

565 vs. On writ of certiorari to the

John Loughran, Joseph Loughran, and Charles Loughran, Trustees of the Estate of Daniel Loughran, Sr. Court of Appeals of the District of Columbia.

This cause came on to be heard on the transcript of the record from the Court of Appeals of the District of Columbia, and was argued by counsel.

On consideration whereof, It is now here ordered, adjudged, and decreed by this Court that the decree of the said Court of Appeals, in this cause be, and the same is hereby, reversed with costs; and that this cause be, and the same is hereby, remanded to the said Court of Appeals for further proceedings not inconsistent with the opinion of this Court.

Per Mr. Justice Brandeis.

Robert J. McKnett,

Petitioner,

597 vs. On writ of certiorari to the

St. Louis & San Francisco Railway Company. Supreme Court of the State of Alabama.

This cause came on to be heard on the transcript of the record from the Supreme Court of the State of Alabama, and was argued by counsel.

On consideration whereof, It is now here ordered and adjudged by this Court that the judgment of the said Supreme Court, in this cause, be, and the same is hereby, reversed with costs; and that this cause be, and the same is hereby, remanded to the said Supreme Court for further proceedings not inconsistent with the opinion of this Court.

Per Mr. Justice Brandeis.

W. D. Sanders,

Petitioner,

106 vs.

Armour Fertilizer Works and National Fire Insurance Company.

On writ of certiorari to the United States Circuit Court of Appeals for the Fifth Circuit.

This cause came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Fifth Circuit, and was argued by counsel.

On consideration whereof, It is ordered and adjudged by this Court that the decree of the said United States Circuit Court of Appeals, in this cause, be, and the same is hereby, affirmed; and that this cause be, and the same is hereby, remanded to the District Court of the United States for the Eastern District of Texas.

Per Mr. Justice McReynolds.

Dissenting opinion by Mr. Justice Cardozo in which the Chief Justice, Mr. Justice Brandeis and Mr. Justice Stone join.

Sewell Lee Avery,

Petitioner,

791 vs.

Commissioner of Internal Revenue.

On writ of certiorari to the United States Circuit Court of Appeals for the Seventh Circuit.

This cause came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Seventh Circuit, and was argued by counsel.

On consideration whereof, It is ordered and adjudged by this Court that the judgment of the said United States Circuit Court of Appeals, in this cause, be, and the same is hereby, reversed; and that this cause be, and the same is hereby, remanded to the said Circuit Court of Appeals for further proceedings in conformity with the opinion of this Court.

Per Mr. Justice McReynolds.

Sewell L. Avery, Petitioner, vs. Commissioner of Internal Revenue. — On writ of certiorari to the United States Circuit Court of Appeals for the Seventh Circuit. — 792

This cause came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Seventh Circuit, and was argued by counsel.

On consideration whereof, It is ordered and adjudged by this Court that the judgment of the said United States Circuit Court of Appeals, in this cause, be, and the same is hereby, reversed; and that this cause be, and the same is hereby, remanded to the said Circuit Court of Appeals for further proceedings in conformity with the opinion of this Court.

Per Mr. Justice McReynolds.

Benjamin F. Lindheimer, and others Constituting the Illinois Commerce Commission of the State of Illinois, Otto Kerner, Attorney General of the State of Illinois, and City of Chicago, Appellants, vs. Illinois Bell Telephone Company. — Appeal from the District Court of the United States for the Northern District of Illinois. — 440

This cause came on to be heard on the transcript of the record from the District Court of the United States for the Northern District of Illinois, and was argued by counsel.

On consideration whereof, It is ordered, adjudged, and decreed by this Court that the decree of the said District Court in this cause be, and the same is hereby, reversed with costs; and that this cause be, and the same is hereby, remanded to the said District Court with direction to dissolve the interlocutory injunction, to provide for the refunding, in accordance with the terms of that injunction and of the bonds given pursuant thereto, of the amounts charged by the company in excess of the rates in suit, and to dismiss the bill of complaint.

Per Mr. Chief Justice Hughes.

Concurring opinion by Mr. Justice Butler.

Illinois Bell Telephone Company,
Appellant,
548 vs.
Benjamin F. Lindheimer, and others,
Constituting the Illinois Commerce Commission of the State of Illinois, Otto Kerner, Attorney General of the State of Illinois, and the City of Chicago.

Appeal from the District Court of the United States for the Northern District of Illinois.

This cause came on to be heard on the transcript of the record from the District Court of the United States for the Northern District of Illinois, and was argued by counsel.

On consideration whereof, It is ordered, adjudged, and decreed by this Court that the appeal herein be, and the same is hereby, dismissed.

Per Mr. Chief Justice Hughes.

Spring City Foundry Company,
Petitioner,
727 vs.
Commissioner of Internal Revenue.

On writ of certiorari to the United States Circuit Court of Appeals for the Seventh Circuit.

This cause came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Seventh Circuit, and was argued by counsel.

On consideration whereof, It is ordered and adjudged by this Court that the judgment of the said United States Circuit Court of Appeals, in this cause, be, and the same is hereby, affirmed; and that this cause be, and the same is hereby, remanded to the said Circuit Court of Appeals.

Per Mr. Chief Justice Hughes.

Spring City Foundry Company, Petitioner, vs. Commissioner of Internal Revenue. 728 — On writ of certiorari to the United States Circuit Court of Appeals for the Seventh Circuit.

This cause came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Seventh Circuit, and was argued by counsel.

On consideration whereof, It is ordered and adjudged by this Court that the judgment of the said United States Circuit Court of Appeals, in this cause, be, and the same is hereby, affirmed; and that this cause be, and the same is hereby, remanded to the said Circuit Court of Appeals.

Per Mr. Chief Justice Hughes.

The Chief Justice announced the following orders of the Court:

George Lutz, Appellant, vs. Frank S. Houck, as President, and others, as Members Constituting the New York State Board of Pharmacy. 919 — Appeal from the Supreme Court of the State of New York.

This cause came on to be heard on the transcript of the record from the Supreme Court of the State of New York, and on motion to dismiss or affirm which was argued by counsel.

On consideration whereof, It is now here ordered by this Court that the motion to dismiss the appeal herein be, and the same is hereby, granted.

And it is further ordered that the appeal herein be, and the same is hereby, dismissed for the want of a substantial Federal question.

Per Mr. Chief Justice Hughes.

Northwest Bancorporation,
Appellant,
vs.
Elmer A. Benson, Commissioner of Banks of the State of Minnesota, et al., etc.

On consideration of the application for a restraining order pending the appeal in this cause,

It is ordered by this Court that the said application be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Mr. Justice Butler took no part in the consideration or decision of this application.

The Chief Justice said:

"The other orders of the Court appear upon the list certified to by the Chief Justice and filed with the Clerk and will not be announced orally."

— Original.

Ex Parte: Milford B. Martin, Petitioner.

On consideration of the motion for leave to file a petition for writ of habeas corpus herein,

It is ordered by this Court that the said motion be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

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In re: Disbarment of T. Morris Wampler.

It having been shown to the Court that T. Morris Wampler, a member of the Bar of this Court, has been disbarred from the practice of the law in the Supreme Court of the District of Columbia,

It is ordered, pursuant to Rule 2, paragraph 6 of the Rules of this Court, that the said T. Morris Wampler, be, and he is hereby, suspended from practice before this Court, and that he show cause, by written return, within forty days of this date, why he should not be disbarred from the further practice of the law before this Court.

Per Mr. Chief Justice Hughes.

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In re: Disbarment of Mortimer M. Harris.

It having been shown to the Court that Mortimer M. Harris, a member of the Bar of this Court, has been disbarred from the practice of the law in the Supreme Court of the District of Columbia,

It is ordered, pursuant to Rule 2, paragraph 5 of the Rules of this Court, that the said Mortimer M. Harris be, and he is hereby, suspended from practice before this Court, and that he show cause, by written return, within forty days of this date, why he should not be disbarred from the further practice of the law before this Court.

Per Mr. Chief Justice Hughes.

Grant O. Beale, Petitioner,

918 vs.

The People of the State of New York.

On consideration of the motion for leave to proceed further herein in forma pauperis,

It is ordered by this Court that the said motion be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Grant O. Beale, Petitioner, On petition for writ of certiorari

918 vs. to the Supreme Court of the

The People of the State of New York. State of New York.

On consideration of the petition for a writ of certiorari herein to the Supreme Court of the State of New York, and of the argument of counsel thereupon had,

It is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Parker H. Lee, Petitioner,

927 vs.

A. C. Aderhold, Warden, U. S. Penitentiary, Atlanta, Georgia.

On consideration of the motion for leave to proceed further herein in forma pauperis,

It is ordered by this Court that the said motion be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Parker H. Lee, Petitioner,
927 vs.
A. C. Aderhold, Warden, U. S. Penitentiary, Atlanta, Georgia.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Fifth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Fifth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

C. W. Upton, Petitioner,

931 vs.

J. Frank Harrison, Executor, etc., et al.

On consideration of the motion for leave to proceed further herein in forma pauperis,

It is ordered by this Court that the said motion be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

C. W. Upton, Petitioner,

931 vs. On petition for writ of certiorari

J. Frank Harrison, Executor of the Estate of J. B. Harrison, Deceased, et al., etc. to the United States Circuit Court of Appeals for the Fourth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Fourth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

R. A. Bridges, Petitioner,

943 vs.

State of Alabama.

On consideration of the motion for leave to proceed further herein in forma pauperis,

It is ordered by this Court that the said motion be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

R. A. Bridges, Petitioner,

943 vs. On petition for writ of certiorari to the Court of Appeals of the State of Alabama.

State of Alabama.

On consideration of the petition for a writ of certiorari herein to the Court of Appeals of the State of Alabama, and of the argument of counsel thereupon had,

It is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Cephas F. Perkins and His Wife, Louise E. Perkins, Petitioners,

935 vs.

Honorable Frank Harrison, Presiding Judge of the Superior Court of the State of Arizona, etc.

On consideration of the motion for leave to proceed further herein in forma pauperis,

It is ordered by this Court that the said motion be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Cephas F. Perkins and His Wife,
Louise E. Perkins, Petitioners,

935 vs.

Honorable Frank Harrison, Presiding Judge of the Superior Court of the State of Arizona, in and for the County of Navajo, et al.

On petition for writ of certiorari to the Supreme Court of the State of Arizona.

On consideration of the petition for a writ of certiorari herein to the Supreme Court of the State of Arizona, and of the argument of counsel thereupon had,

It is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Agnes E. Lewis, Testamentary Executor, etc., Petitioner,

971 vs.

James D. Simon, Judge of the Sixteenth Judicial District Court in and for the Parish of Iberia, State of Louisiana.

On consideration of the motion for leave to proceed further herein in forma pauperis,

It is ordered by this Court that the said motion be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Agnes E. Lewis, Testamentary Executor
of the Estate of John B. Lewis,
Petitioner,
971 vs.
James D. Simon, Judge of the Sixteenth Judicial District Court in and for the Paris of Iberia, State of Louisiana.

On petition for writ of certiorari to the Supreme Court of the State of Louisiana.

On consideration of the petition for a writ of certiorari herein to the Supreme Court of the State of Louisiana, and of the argument of counsel thereupon had,

It is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

George Small, Petitioner,
984 vs.
The People of the State of New York.

On consideration of the motion for leave to proceed further herein in forma pauperis,

It is ordered by this Court that the said motion be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

George Small, Petitioner,
984 vs.
The People of the State of New York.

On petition for writ of certiorari to the Supreme Court of the State of New York.

On consideration of the petition for a writ of certiorari herein to the Supreme Court of the State of New York, and of the argument of counsel thereupon had,

It is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

United States ex rel. Alfred R. Nerbonne, Petitioner,

989 vs.

Henry C. Hill, Warden, etc.

On consideration of the motion for leave to proceed further herein in forma pauperis,

It is ordered by this Court that the said motion be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

United States, ex rel. Alfred R. Nerbonne, Petitioner,

989 vs.

Henry C. Hill, Warden, United States Penitentiary at Lewisburg, Pa.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Third Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Third Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

J. M. Lee, as Comptroller of the State of Florida, Appellant,

944 vs.

John P. Bickell, et al., etc.

In this case probable jurisdiction isnoted. The motion to advance is granted and the case is assigned for argument on Wednesday, May 9, next.

Per Mr. Chief Justice Hughes.

Missouri Pacific Railroad Company, et al., Appellants,

959 vs.

The United States of America, et al.

In this case probable jurisdiction is noted.

Per Mr. Chief Justice Hughes.

Hegeman Farms Corporation, Appellant,

988 vs.

Charles H. Baldwin, et al.

In this case probable jurisdiction is noted. The case is assigned for argument on Monday, October 8, 1934.

Per Mr. Chief Justice Hughes.

George W. McCandless, as Receiver of Duquesne Gas Corporation,

Petitioner,

901 vs.

Maxime H. Furlaud, Kingston Corporation, et al.

Order allowing certiorari.

The petition herein for a writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit is granted, limited to the questions pertaining to the validity of the appointment of the petitioner as ancillary receiver, and his right as such to maintain this suit.

And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

Guy T. Helvering, Commissioner of Internal Revenue, Petitioner,

887 vs.

Susan Dwight Bliss.

Order allowing certiorari.

The petition herein for a writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit is granted. And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

Guy T. Helvering, Commissioner of Internal Revenue, Petitioner,
888 vs.
William Albert Harbison.

Order allowing certiorari.
The petition herein for a writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit is granted. And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

Guy T. Helvering, Commissioner of Internal Revenue, Petitioner,
889 vs.
Mary Colgate.

Order allowing certiorari.
The petition herein for a writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit is granted. And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

Guy T. Helvering, Commissioner of Internal Revenue, Petitioner,
895 vs.
Stockholms Enskilda Bank.

Order allowing certiorari.
The petition herein for a writ of certiorari to the Court of Appeals of the District of Columbia is granted. And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

Guy T. Helvering, Commissioner of Internal Revenue, Petitioner,
904 vs.
Morgan's Incorporated, et al.

Order allowing certiorari.
The petition herein for a writ of certiorari to the United States Circuit Court of Appeals for the First Circuit is granted. And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

Thomas C. Rowley, as Treasurer of Converse County, State of Wyoming, et al., Petitioners,
892 vs.
Chicago and Northwest Railway Company.

Order allowing certiorari.
The petition herein for a writ of certiorari to the United States Circuit Court of Appeals for the Tenth Circuit is granted. And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

The City of Waco, Texas, Petitioner,
883 vs.
United States Fidelity & Guaranty Company, et al.

Order allowing certiorari.
The petition herein for a writ of certiorari to the United States Circuit Court of Appeals for the Fifth Circuit is granted. And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

Detroit Trust Company, Trustee,
Petitioner,
909 vs.
Steamer "Thomas Barlum", Her Engines, etc., Barlum Steamship Co.

Order allowing certiorari.

The petition herein for a writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit is granted. And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

Detroit Trust Company, Trustee,
Petitioner,
910 vs.
Steamer "John J. Barlum", Her Engines, etc., Barlum Steamship Co.

Order allowing certiorari.

The petition herein for a writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit is granted. And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

Mike George, Alias Mike Kouchoucos,
Petitioner,
854 vs.
The United States of America.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Fifth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Fifth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Winthrop Ames,

Petitioner,

864 vs.

Guy T. Helvering, Commissioner of Internal Revenue.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the First Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the First Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Jimmie Beck Owsley,

Petitioner,

871 vs.

The United States of America.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Fifth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Fifth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Scow "Gildersleeve No. 325," by Gildersleeve Shipbuilding Company, Claimant, Petitioner,

893 vs.

Thomas J. Howard, as Owner of the Barge "Resolution" and Bailee of the Coal Laden Thereon, et al.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Second Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Northwestern Fire & Marine Insurance Company, as Insurer and Assignee, etc., Petitioner,
894 vs.
Seaboard Sand & Gravel Company.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Second Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Lillie C. Pomeroy, George S. Pomeroy, Jr., and Robert G. Bushong, Executors of the Estate of George S. Pomeroy, Petitioners,
865 vs.
Guy T. Helvering, Commissioner of Internal Revenue.

On petition for writ of certiorari to the Court of Appeals of the District of Columbia.

On consideration of the petition for a writ of certiorari herein to the Court of Appeals of the District of Columbia, and of the argument of counsel thereupon had,

It is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Mesaok Towing & Transportation Company and Mesaok Towing Lines, Inc., Petitioners,
879 vs.
Annie Baker, as Owner of the Barge "Elizabeth M. Baker", et al.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Second Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Meseck Towing & Transportation Company
and Meseck Towing Lines, Inc.,
Petitioners,
880 vs.
Smith-Murphy Co., Inc., as Owner of a Cargo of Wheat Lately Laden on Board of the Barge "Elizabeth M. Baker", et al.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Second Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Meseck Towing & Transportation Company
and Meseck Towing Lines, Inc.,
Petitioners,
881 vs.
Joseph A. Ryan, as Owner of the Barge "Marion Ryan", et al.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Second Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Nathan Amchanitzky, Petitioner,
882 vs.
Francis J. Sinnott, Substituted for John A. T. Carrougher, as Acting Postmaster of Brooklyn.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Second Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Robert O. Eaton, Collector of Internal Revenue, Petitioner, vs. Benjamin K. Harwood. 890

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Second Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Guy T. Helvering, Commissioner of Internal Revenue, Petitioner, vs. Western Union Telegraph Company. 891

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Second Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Johanna F. Fiske, et al., Petitioners, vs. State of Missouri, et al. 900

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Eighth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Eighth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Stoody Company,

Petitioner,

925 vs.

Mills Alloys, Inc. and Oscar L. Mills.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Ninth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Ninth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Fred S. Olson,

Petitioner,

896 vs.

Guy T. Helvering, Commissioner of Internal Revenue.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Seventh Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Seventh Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

The Chevrolet Motor Company of St. Louis,

Petitioner,

902 vs.

Tom Watson.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Eighth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Eighth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Lehigh Valley Railroad Company,

Petitioner,

912 vs. On petition for writ of certiorari

Myra McGrath, as Administratrix of the Goods, Chattels and Credits of George McGrath, Deceased. to the Supreme Court of the State of New York.

On consideration of the petition for a writ of certiorari herein to the Supreme Court of the State of New York, and of the argument of counsel thereupon had,

It is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Wade L. Street, Minnie Livingston and Jennie L. Mahon, as Executors of the Last Will and Testament of Jefferson Livingston, Deceased, Petitioners,

913 vs. On petition for writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

Commissioner of Internal Revenue.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Second Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Lehigh & New England Railroad Company,

Petitioner,

923 vs. On petition for writ of certiorari

Laurine Heister, as Administratrix of the Goods, Chattels and Credits of Charles A. Heister, Deceased. to the United States Circuit Court of Appeals for the Second Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Second Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Parker Brothers, a Corporation,

Petitioner,

956 vs.

Harry Fagan, as Receiver of First National Bank of Arcadia, Florida.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Fifth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Fifth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

The Delaware and Hudson Railroad Corporation,

Petitioner,

958 vs.

Olita Cottrell.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Third Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Third Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

State of Tennessee, ex rel. Luke Lea and Luke Lea, Jr., Petitioners,

916 vs.

Lawrence E. Brown and Frank Lakey, Agents of the State of North Carolina.

On petition for writ of certiorari to the Supreme Court of the State of Tennessee.

On consideration of the petition for a writ of certiorari herein to the Supreme Court of the State of Tennessee, and of the argument of counsel thereupon had,

It is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

State of Missouri, Appellant,

824 vs.

Missouri Pacific Railway Company, et al.

A petition for rehearing having been filed in this cause,

Upon consideration thereof, it is ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Puget Sound Power & Light Company, Appellant,

344 vs.

The City of Seattle.

A petition for rehearing having been filed in this cause,

Upon consideration thereof, It is ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Trinityfarm Construction Company, Appellant,

355 vs.

Alice Lee Grosjean, Supervisor, etc.

A petition for rehearing having been filed in this cause,

Upon consideration thereof, It is ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Illinois Bankers Life Association of Monmouth, Illinois, et al., Petitioners,

796 vs.

S. L. Talley, Administrator, etc.

A petition for rehearing having been filed in this cause,

Upon consideration thereof, It is ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

George R. Benson, Petitioner,

797 vs.

R. C. Sullivan, Receiver, etc.

A petition for rehearing having been filed in this cause,

Upon consideration thereof, It is ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

John H. Betts, Doing Business under the Fictitious Style and Firm Name of John H. Betts Transportation Co., Appellant,

804 vs.

Railroad Commission of the State of California.

A petition for rehearing having been filed in this cause,

Upon consideration thereof, It is ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

The People of the State of New York, on the relation of Harry P. Sackett, Appellant,

814 vs.

Thomas M. Lynch, et al., etc.

A petition for rehearing having been filed in this cause,

Upon consideration thereof, It is ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Ralph Sollitt & Sons Construction Company, Appellant,

857 vs.

The Commonwealth of Virginia.

A petition for rehearing having been filed in this cause,

Upon consideration thereof, It is ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Frank Knass and Dina Knass, Appellants,

863 vs.

Madison and Kedzie State Bank, et al.

A petition for rehearing having been filed in this cause,

Upon consideration thereof, It is ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

F. J. Utley and D. T. Utley, Appellants,

627 vs.

City of St. Petersburg, Florida.

A petition for rehearing having been filed in this cause,

Upon consideration thereof, It is ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Charles K. Gregier, Petitioner,

772 vs.

Conway P. Coe, Commissioner of Patents.

A petition for rehearing having been filed in this cause,

Upon consideration thereof, It is ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Henry B. Willis, Petitioner,

845 vs.

The First Real Estate and Investment Company, et al.

A petition for rehearing having been filed in this cause,

Upon consideration thereof, It is ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Standard Oil Company, Petitioner,

848 vs.

John P. McLaughlin, United States Collector of Internal Revenue, etc.

A petition for rehearing having been filed in this cause,

Upon consideration thereof, It is ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

United States of America, ex rel. New York Warehouse, Wharf and Terminal Association, Inc., et al., Petitioners,

903 vs.

George H. Dern, Secretary of War.

On consideration of the motion to defer for one week the consideration of the petition for writ of certiorari in this cause,

It is ordered by this Court that the said motion be, and the same is hereby, granted.

Per Mr. Chief Justice Hughes.

Indian Valley Railroad Company, Appellant,

867 vs.

The United States of America, et al.

The suggestion of failure of appellant to comply with the provisions of Equity Rule 75(b) presented by Mr. Solicitor General Biggs for the appellee, The United States of America.

The United States of America, Appellant,

869 vs.

J. W. Smith, et al.

On consideration of the motion of Mr. Solicitor General Biggs to continue this case until the October Term, 1934,

It is ordered by this Court that the said motion be, and the same is hereby, granted.

Per Mr. Chief Justice Hughes.

— Original.

State of Ohio, Complainant,

v.

Guy T. Helvering, Commissioner of Internal Revenue, et al.

The return to the rule to show cause herein was presented.

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In Re: Disbarment of Maurice H. Woulfe.

The return to the rule to show cause herein was presented.

Joe X. Newcomb and Crystal Ice Company, Petitioners,
vs.
New Ice Machinery Corporation.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Fifth Circuit.

801

It appearing to the Court that a motion of counsel for the petitioners to dismiss the petition for writ of certiorari in this cause has been filed,

Therefore in pursuance of said motion, it is now here ordered by this Court that the petition for writ of certiorari in this cause be, and the same is hereby, dismissed.

Per Mr. Chief Justice Hughes.

Illinois Commerce Commission, et al., Appellants,
vs.
The United States of America, et al.

Three hours were allowed for oral argument of this case. The argument was commenced by Mr. Luther M. Walter for the appellants, Acme Steel Company, et al; and continued by Mr. Herbert J. Campbell for the appellant, Board of Trade of the City of Chicago; and Mr. Daniel W. Knowlton for the appellees, The United States and Interstate Commerce Commission.

787

Proclamation being made the Court is adjourned until tomorrow at 12 o'clock

Pursuant to adjournment the Court met at the Capitol.

PRESENT:

The Honorable Charles E. Hughes, Chief Justice,
Willis Van Devanter,
James C. McReynolds,
Louis D. Brandeis,
George Sutherland, Associate Justices.
Pierce Butler,
Harlan F. Stone,
Owen J. Roberts,
Benjamin N. Cardozo,
Frank K. Green, Esquire, Marshal,
Charles Elmore Cropley, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Miss Katherine C. Learson, It is ordered that Mrs. Gladys Moran Chenery, of Boston, State of Massachusetts, be admitted to practice as an Attorney and Counsellor of this Court, and she was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Ralph E. Day, It is ordered that Thomas Hayward Brown, Esquire, of Washington, District of Columbia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Edward C. Finney, It is ordered that William L. Murphey, Esquire, of Los Angeles, State of California, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Wayne C. Williams, It is ordered that James R. Breakey, Jr., Esquire, of Ypsilanti, State of Michigan, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Glenn Willett, It is ordered that John Henderson Hoffman, Esquire, of Washington, District of Columbia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Richard H. Wilmer, It is ordered that Douglas L. Hatch, Esquire, of Washington, District of Columbia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Richard H. Wilmer, It is ordered that William J. Kane, Esquire, of Washington, District of Columbia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Arthur F. Mullen, It is ordered that Otto F. Walter, Esquire, of Columbus, State of Nebraska, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Charles V. Imlay, It is ordered that Vinson L. Smathers, Esquire, of Washington, District of Columbia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. William L. Hill, It is ordered that John O. Jackson, Esquire, of Jacksonville, State of Florida, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. William L. Hill, It is ordered that Minnie E. Kehoe, of Miami, State of Florida, be admitted to practice as an Attorney and Counsellor of this Court, and she was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Wallace P. Long, It is ordered that Peter G. May, Esquire, of Washington, District of Columbia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Frank Walsh Glenn, It is ordered that John T. Donovan, Esquire, of Washington, District of Columbia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. George A. Dondero, It is ordered that W. Ernest C. Huthwaite, Esquire, of Pontiac, State of Michigan, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Thomas P. Gore, It is ordered that Scott P. Squyres, Esquire, of Oklahoma City, State of Oklahoma, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Thomas P. Gore, It is ordered that David R. Milsten, Esquire, of Tulsa, State of Oklahoma, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. H. Kennedy McCook, It is ordered that J. M. Inman, Esquire, of Sacramento, State of California, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

Illinois Commerce Commission, et al., Appellants,
787 vs.
The United States of America, Interstate Commerce Commission, et al.

The argument of this case was continued by Mr. J. N. Davis for appellees, Alton Railroad Co. et al., and concluded by Mr. Luther M. Walter for appellants, Acme Steel Co. et al.

Eastman Kodak Company, et al., Petitioners,
709 vs.
Charles B. Gray.

This case was argued by Mr. Dean S. Edmonds for the petitioners, and by Mr. Thomas Raeburn White for the respondent.

William Langer, as Governor of the State of North Dakota, et al., Appellants,
847 vs.
Grandin Farmers Co-Operative Elevator Company of Grandin, North Dakota, et al.

The argument of this case was commenced by Mr. P. O. Sathre for the appellants. The Court declined to hear further argument.

John F. O'Ryan, as Commissioner of Police, etc., et al., Petitioners,
815 vs.
Mills Novelty Company.

This case was argued by Mr. Paxton Blair for the petitioners, and by Mr. Howard Ellis for the respondent.

The Columbus Gas and Fuel Company, Appellant,
937 vs.
The Public Utilities Commission of Ohio, et al.

The argument of this case was commenced by Mr. Edward C. Turner for the appellant.

Proclamation being made the Court is adjourned until tomorrow at 12 o'clock.

WEDNESDAY, MAY 2, 1934

Pursuant to adjournment the Court met at the Capitol.

PRESENT:

The Honorable Charles E. Hughes, Chief Justice,
Willis Van Devanter,
James C. McReynolds,
Louis D. Brandeis,
George Sutherland,
Pierce Butler,
Harlan F. Stone,
Owen J. Roberts,
Benjamin N. Cardozo, Associate Justices.
Frank K. Green, Esquire, Marshal,
Charles Elmore Cropley, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. John C. Noonan, It is ordered that Hugh P. McFadden, Esquire, of Bethlehem, State of Pennsylvania, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Edward M. Reidy, It is ordered that David A. Wolff, Esquire, of Detroit, State of Michigan, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. William B. McKesson, It is ordered that Eugene Earl Tincher, Esquire, of Long Beach, State of California, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Camden R. McAtee, It is ordered that Simon Sverdlick, Esquire, of New York City, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Richmond B. Keech, It is ordered that Diller B. Groff, Esquire, of Washington, District of Columbia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. W. J. Sears, It is ordered that Samuel S. McCahill, Esquire, of Miami, State of Florida, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Roscoe C. Patterson, It is ordered that William B. Bostian, Esquire, of Kansas City, State of Missouri, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Thomas C. Haight, It is ordered that Abel E. Blackmar, Jr., Esquire, of Scarsdale, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Albert Edward Carter, It is ordered that Markell C. Baer, Esquire, of Oakland, State of California, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. George A. Dondero, It is ordered that Harry Rickel, Esquire, of Detroit, State of Michigan, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Solicitor General Biggs, It is ordered that Wm. D. Reilly, Esquire, of Leavenworth, State of Kansas, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. J. William Ditter, It is ordered that Wynne James, Jr., Esquire, of Doylestown, State of Pennsylvania, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Ralph F. Lozier, It is ordered that Frank H. Lee, Esquire, of Joplin, State of Missouri, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Daniel E. McGrath, It is ordered that John H. Backus, Esquire, of New Bedford, State of Massachusetts, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. George H. Shaw, It is ordered that Mrs. Dora Shaw Heffner, of Los Angeles, State of California, be admitted to practice as an Attorney and Counsellor of this Court, and she was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Lawrence Lewis, It is ordered that Malcolm Lindsey, Esquire, of Denver, State of Colorado, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

John F. O'Ryan, as Commissioner of Police, etc., et al., Petitioners,
815 vs.
Mills Novelty Company.

On motion of Mr. Daniel W. Hoan in that behalf, leave was granted to file brief of the City of Milwaukee, as amicus curiae herein, providing consent of counsel is obtained.

W. B. Worthen Company, Agent, et al., Appellants,
856 vs.
Mrs. W. D. Thomas.

This case was submitted by Mr. Henry M. Armistead for the appellants, and by Mr. Kenneth W. Coulter for the appellee, with leave to appellants to file an additional brief within one week.

The Columbus Gas and Fuel Company, Appellant,
937 vs.
The Public Utilities Commission of Ohio, et al.

The argument of this case was continued by Mr. Edward C. Turner for the appellant; by Mr. John L. Davies for the appellees, and concluded by Mr. James W. Huffman for the appellees. Leave was granted the parties to file additional briefs.

Radio Corporation of America, et al., Petitioners,
619 vs.
Radio Engineering Laboratories, Inc.

The argument of this case was commenced by Mr. Thomas G. Haight for the petitioners; continued by Mr. William H. Davis for the respondent; and by Mr. Samuel E. Darby, Jr., for the petitioners.

Proclamation being made the Court is adjourned until tomorrow at 12 o'clock.

Pursuant to adjournment the Court met at the Capitol.

PRESENT:

The Honorable Charles E. Hughes, Chief Justice,
Willis Van Devanter,
James C. McReynolds,
Louis D. Brandeis,
George Sutherland,
Pierce Butler,
Harlan F. Stone,
Owen J. Roberts,
Benjamin N. Cardozo, Associate Justices.
Frank K. Green, Esquire, Marshal,
Charles Elmore Cropley, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. John H. Backus, It is ordered that Leonard Posetsky, Esquire, of Revere, State of Massachusetts, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. C. W. King, It is ordered that Fred Hansen, Esquire, of Oklahoma City, State of Oklahoma, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. C. W. King, It is ordered that George W. Selinger, Esquire, of Tulsa, State of Oklahoma, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Homer R. Hendricks, It is ordered that S. Ashley Guthrie, Esquire, of Chicago, State of Illinois, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. W. D. Humphrey, It is ordered that C. D. Bennett, Esquire, of Oklahoma City, State of Oklahoma, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Samuel J. Flickinger, It is ordered that Leslie C. Strickland, Esquire, of Pittsburgh, State of Pennsylvania, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Edward H. Coulter, It is ordered that Boone T. Coulter, Esquire, of Little Rock, State of Arkansas, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Spencer Gordon, It is ordered that William R. Brown, Esquire, of Chicago, State of Illinois, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Dozier A. DeVane, It is ordered that Oswald Ryan, Esquire, of Anderson, State of Indiana, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Atlee Pomerene, It is ordered that Elbert F. Blakely, Esquire, of Painesville, State of Ohio, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Atlee Pomerene, It is ordered that Harry T. Nolan, Esquire, of Painesville, State of Ohio, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Phil D. Swing, It is ordered that Dixwell L. Pierce, Esquire, of Sacramento, State of California, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Joseph W. Bailey, Jr., It is ordered that Carl B. Callaway, Esquire, of Dallas, State of Texas, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. William H. King, It is ordered that Geo. A. Critchlow, Esquire, of Salt Lake City, State of Utah, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. George P. Barse, It is ordered that Wallace Miller, Esquire, of Macon, State of Georgia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

Northwest Bancorporation,
Appellant,
990 vs.
Elmer A. Benson, Commissioner of Banks of the State of Minnesota, et al., etc.

The motion to reconsider motion for restraining order; to consider question of jurisdiction forthwith; and to advance, was submitted by Mr. George M. Morris in behalf of counsel for appellants, in support of the motion, and by Mr. Harry H. Peterson for the appellees, in opposition thereto.

Radio Corporation of America, et al. Petitioners, 619 vs. Radio Engineering Laboratories, Inc.	The argument of this case was concluded by Mr. Samuel E. Darby, Jr., for the petitioners.
Lewis Reynolds, Petitioner, 734 vs. The United States.	This case was argued by Mr. Francis W. Hill, Jr., for the petitioner, and by Mr. H. Brian Holland for the respondent.
Burns Mortgage Company, Inc., Petitioner, 786 vs. Erwin M. Fried.	This case was argued by Mr. Sigmund H. Steinberg for the petitioner, and by Mr. John C. Noonan for the respondent.
Urey Woodson, as Alien Property Custodian of the United States, et al., Petitioners, 795 vs. Deutsche Gold and Silber Scheidanstalt Vormals Roessler, etc.	This case was argued by Mr. Solicitor General Biggs for the petitioners, and by Mr. Richard H. Wilmer for the respondent.
Oklahoma Gas and Electric Company, et al., Appellants, 832 vs. Oklahoma Packing Company, Formerly Wilson & Co., Inc. etc. et al.	The argument of this case was commenced by Mr. Robert M. Rainey for the appellants.

FRIDAY, MAY 4, 1934

Pursuant to adjournment the Court met at the Capitol.

PRESENT:

The Honorable Charles E. Hughes, Chief Justice,
Willis Van Devanter,
James C. McReynolds,
Louis D. Brandeis,
George Sutherland,
Pierce Butler,
Harlan F. Stone,
Owen J. Roberts,
Benjamin N. Cardozo, Associate Justices.
Frank K. Green, Esquire, Marshal,
Charles Elmore Cropley, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. Max Fullmore Goldstein, It is ordered that Samuel H. Wiley, Esquire, of Sparta, State of Georgia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Rowland W. Fixel, It is ordered that John J. McCreary, Esquire, of Macon, State of Georgia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Walter A. Koons, It is ordered that Harold F. Orr, Esquire, of Ventura, State of California, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. C. C. Dill, It is ordered that Stephen F. Chadwick, Esquire, of Seattle, State of Washington, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Oscar H. Brinkman, It is ordered that Chas. M. Howell, Jr., Esquire, of Kansas City, State of Missouri, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Henry R. Gower, It is ordered that Thomas F. Dougherty, Esquire, of New York City, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Erwin N. Griswold, It is ordered that August B. Rothschild, Esquire, of San Francisco, State of California, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. H. S. Roberts, It is ordered that Arthur Milo Fleming, Esquire, of Garden City, State of Kansas, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. John J. Byrne, It is ordered that Wm. C. Keough, Esquire, of Cleveland, State of Ohio, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

Oklahoma Gas and Electric Company, et al., etc., Appellants,
802 vs.
Oklahoma Packing Company, formerly Wilson & Co., Inc., etc., et al.

The argument of this case was continued by Mr. Robert M. Rainey for the appellants; by Mr. W. H. Brown and Mr. Fred Hansen for the appellees; and concluded by Mr. I. J. Underwood for the appellants.

Gypsy Oil Company, Appellant,
843 vs.
Oklahoma Tax Commission, et al.

The argument of this case was commenced by Mr. James B. Diggs for the appellant. The Court declined to hear further argument.

John C. Lewis, as Receiver, etc., Petitioner,
802 vs.
Fidelity & Deposit Company of Maryland.

The argument of this case was commenced by Mr. Wallace Miller for the petitioner; continued by Mr. M. F. Goldstein for the respondent; and concluded by Mr. George P. Barse for the petitioner.

The Fairport, Painesville & Eastern Railroad Company, Petitioner,
820 vs.
Mayme F. Meredith.

The argument of this case was commenced by Mr. Atlee Pomerene for the petitioner.

Proclamation being made the Court is adjourned until Monday next at 12 o'clock.

MONDAY, MAY 7, 1934

Pursuant to adjournment the Court met at the Capitol.

PRESENT:

The Honorable Charles E. Hughes, Chief Justice,
Willis Van Devanter,
James C. McReynolds,
Louis D. Brandeis,
George Sutherland, Associate Justices.
Pierce Butler,
Harlan F. Stone,
Owen J. Roberts,
Benjamin N. Cardozo,
Frank K. Orban, Esquire, Marshal,
Charles Elmore Cropley, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. Sam M. Wassell, It is ordered that J. Edward Bennett, Esquire, of Little Rock, State of Arkansas, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Donald V. Hunter, It is ordered that Clem W. McNaughton, Esquire, of New York City, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Frederick A. Thuss, It is ordered that Meyer Weker, Esquire, of Boston, State of Massachusetts, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Manuel Guevara Zamora, It is ordered that Jacinto C. Borja, Esquire, of Manila, Philippine Islands, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Edward P. Costigan, It is ordered that Oscar L. Chapman, Esquire, of Denver, State of Colorado, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Donald H. McLean, It is ordered that Samuel A. Margolis, Esquire, of Manchester, State of New Hampshire, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Hatton W. Sumners, It is ordered that A. R. Stout, Esquire, of Ennis, State of Texas, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Donald H. McLean, It is ordered that Charles Berliner, Esquire, of New York City, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. H. E. Carter, It is ordered that J. V. Keen, Esquire, of Tallahassee, State of Florida, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Solicitor General Biggs, It is ordered that James Grover Lee, Esquire, of Durham, State of North Carolina, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

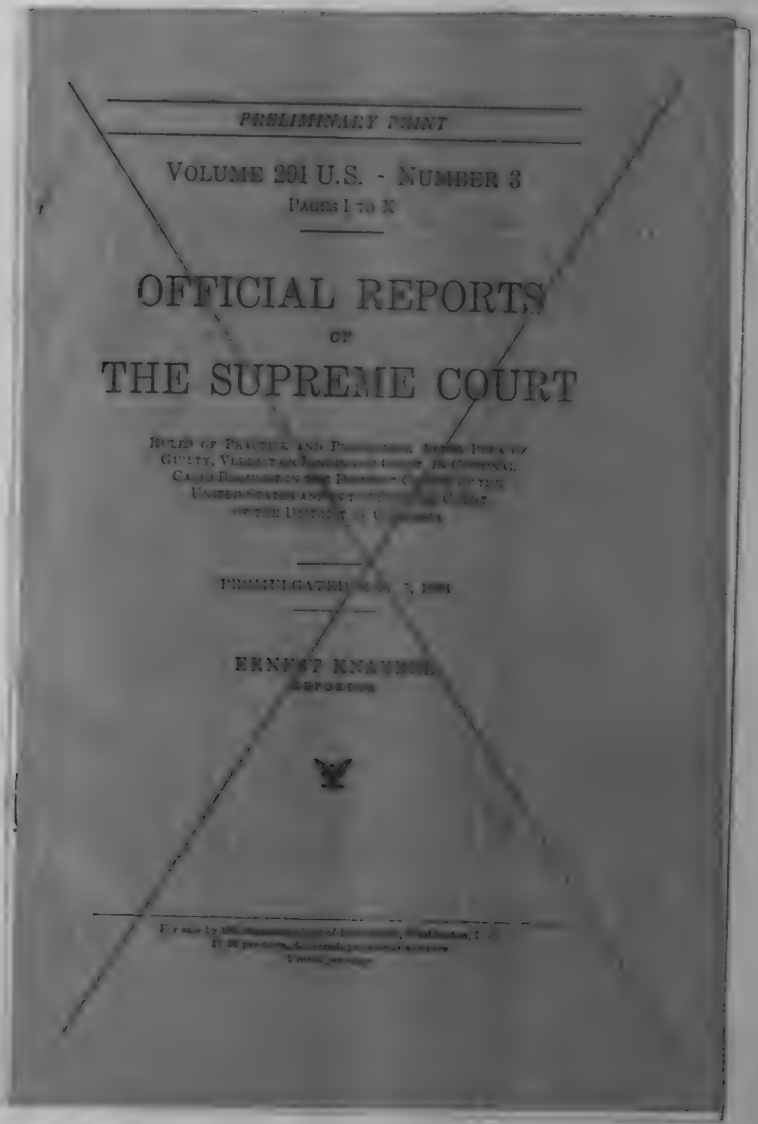
On motion first made to the Court in this behalf by Mr. Edward P. Costigan, It is ordered that C. Russell Shetterly, Esquire, of Denver, State of Colorado, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Edward P. Costigan, It is ordered that James H. Pershing, Esquire, of Denver, State of Colorado, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Edward P. Costigan, It is ordered that John Pershing, Esquire, of Denver, State of Colorado, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Wesley E. Disney, It is ordered that Floyd A. Calvert, Esquire, of Saginaw, State of Michigan, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

The Chief Justice announced the promulgation of Rules of Practice and Procedure, After Plea of Guilty, Verdict or Finding of Guilt, in Criminal Cases Brought in the District Courts of the United States and in the Supreme Court of the District of Columbia, which said Rules are in the following words and figures, viz:



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OFFICIAL REPORTS

OF

THE SUPREME COURT

RULES OF PRACTICE AND PROCEDURE, AFTER PLEA OF GUILTY, VERDICT OR FINDING OF GUILT, IN CRIMINAL CASES BROUGHT IN THE DISTRICT COURTS OF THE UNITED STATES AND IN THE SUPREME COURT OF THE DISTRICT OF COLUMBIA

PROMULGATED MAY 7, 1934

ERNEST KNAEBEL

REPORTER

The Chief Justice announced the following orders of the Court:

William Langer, as Governor of the State of North Dakota, et al., Appellants, vs. Grandin Farmers Co-Operative Elevator Company of Grandin, North Dakota, et al. — Appeal from the District Court of the United States for the District of North Dakota.

847

This cause came on to be heard on the transcript of the record from the District Court of the United States for the District of North Dakota, and was argued by counsel.

On consideration whereof, It is ordered, adjudged, and decreed by this Court that the order of the said District Court granting an interlocutory injunction in this cause be, and the same is hereby, affirmed with costs.

Per Mr. Chief Justice Hughes.

Gypsy Oil Company, Appellant, vs. Oklahoma Tax Commission, Melvin Cornish, John T. Bailey, and W. D. Humphrey, Chairman and Members of said Commission, et al. — Appeal from the District Court of the United States for the Northern District of Oklahoma.

843

This cause came on to be heard on the transcript of the record from the District Court of the United States for the Northern District of Oklahoma, and was argued by counsel.

On consideration whereof, It is ordered, adjudged, and decreed by this Court that the decree of the said District Court dismissing the bill of complaint in this cause be, and the same is hereby, modified so as to provide that the complaint be dismissed upon the ground that the District Court was without jurisdiction because the requisite jurisdictional amount was not involved, and as so modified, affirmed with costs.

And it is further ordered that this cause be, and the same is hereby, remanded to the said District Court for further proceedings in conformity with the opinion of this Court.

Per Mr. Chief Justice Hughes.

The Assiniboine Indian Tribe,

Appellant,

874 vs.

The United States.

Appeal from the Court of Claims.

This cause came on to be heard on the transcript of the record from the Court of Claims, and was argued by counsel.

On consideration whereof, It is now here ordered and adjudged by this Court that the appeal herein be, and the same is hereby, dismissed.

Per Mr. Chief Justice Hughes.

The Assiniboine Indian Tribe,

Appellant,

874 vs.

The United States.

On petition for writ of certiorari to the Court of Claims.

On consideration of the petition for a writ of certiorari herein to the Court of Claims and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Charles Lee Smith, Appellant,

968 vs.

People of the State of New York on the Complaint of Officer William G. O'Connor.

Appeal from the Court of Special Sessions of the City of New York, State of New York.

This cause came on to be heard on the transcript of the record from the Court of Special Sessions of the City of New York, State of New York, and was argued by counsel.

On consideration whereof, It is now here ordered and adjudged by this Court that the appeal herein be, and the same is hereby, dismissed for the want of a substantial federal question.

Per Mr. Chief Justice Hughes.

Northwest Bancorporation, Appellant,

990 vs.

Elmer A. Benson, Commissioner of Banks of the State of Minnesota, et al., etc.

On consideration of the motion for immediate consideration of the jurisdictional statement in this cause,

It is ordered by this Court that the said motion be, and the same is hereby, granted.

Per Mr. Chief Justice Hughes.

Mr. Justice Butler took no part in the consideration and decision of this appeal.

Northwest Bancorporation, Appellant,

990 vs.

Elmer A. Benson, Commissioner of Banks of the State of Minnesota, et al., etc.

Appeal from the District Court of the United States for the District of Minnesota.

This cause came on to be heard on the transcript of the record from the District Court of the United States for the District of Minnesota, and was argued by counsel.

On consideration whereof, It is ordered, adjudged, and decreed by this Court that the order of the said District Court denying an interlocutory injunction in this cause be, and the same is hereby, affirmed with costs.

Per Mr. Chief Justice Hughes.

Mr. Justice Butler took no part in the consideration and decision of this appeal.

The Chief Justice said:

"The other orders of the Court appear upon the list certified to by the Chief Justice and filed with the Clerk and will not be announced orally."

Michael J. Healy, Chief of Police of Manchester, N. H., Appellant,

731 vs.

Louis D. Ratta.

Ordered that the words "hawkers and peddlers" be substituted for the words "itinerant vendors of merchandise" in the sixth line from the bottom of the first page of the opinion as delivered.

Per Mr. Chief Justice Hughes.

—

In Re Disbarment of Maurice R. Wolfe.

The order of the District Court of the United States for the Eastern District of Louisiana, disbarring the respondent from the further practice of law in that court, will be held subject to the further order of this Court,

Provided, that the respondent shall apply within thirty days from this date for a reconsideration of the order by the District Court of the United States cancelling his admission to practice in that court.

The suspension provided by paragraph 5 of Rule 2 of the Rules of this Court shall continue in effect until this Court has rendered its decision in the present matter.

Per Mr. Chief Justice Hughes.

Roy M. Wahlgren, Petitioner,

942 vs.

Bausch & Lomb Optical Company, et al.

On consideration of the motion for leave to proceed further herein in forma pauperis,

It is ordered by this Court that the said motion be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Roy M. Wahlgren, Petitioner,
942 vs.
Bausch & Lomb Optical Company and
Riggs Optical Company, Consolidated.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Seventh Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Seventh Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Irving Millen, Petitioner,
1022 vs.
Samuel H. Capen, Sheriff, etc.

On consideration of the motion for leave to proceed further herein in forma pauperis,

It is ordered by this Court that the said motion be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Irving Millen, Petitioner,
1022 vs.
Samuel H. Capen, Sheriff, etc.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the First Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the First Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Charles L. McNally, Petitioner,
914 vs.
Henry C. Hill, Warden, United States Northeastern Penitentiary, Lewisburg, Pa.

Order allowing certiorari.

The petition herein for a writ of certiorari to the United States Circuit Court of Appeals for the Third Circuit is granted. And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

Commonwealth of Virginia, Petitioner,
924 vs.
Imperial Coal Sales Company, Incorporated.

Order allowing certiorari.

The petition herein for a writ of certiorari to the Supreme Court of Appeals of the State of Virginia is granted.

And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

Huey P. Long, Petitioner,
954 vs.
Samuel T. Ansell.

Order allowing certiorari.

The petition herein for a writ of certiorari to the Court of Appeals of the District of Columbia is granted.

And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

British-American Tobacco Company, Ltd., Petitioner,
977 vs.
Guy T. Helvering, Commissioner of Internal Revenue.

Order allowing certiorari.

The petition herein for a writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit is granted. And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

Asa E. Walden, Judge of the Eighth Judicial District of Oklahoma, Presiding in and for Carter County, State of Oklahoma, Petitioner,
908 vs.
State of Oklahoma, ex rel. School District No. 40, Bryan County, Oklahoma.

On petition for writ of certiorari to the Supreme Court of the State of Oklahoma.

On consideration of the petition for a writ of certiorari herein to the Supreme Court of the State of Oklahoma, and of the argument of counsel thereupon had,

It is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Cedar Park Cemetery Association, Inc., Petitioner,
915 vs.
Commissioner of Internal Revenue.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Seventh Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Seventh Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Guy T. Helvering, Commissioner of Internal Revenue, Petitioner, vs. Lynchburg Trust & Savings Bank (a Virginia Corporation), James R. Gilliam, et al., Trustees.

921 — On petition for writ of certiorari to the United States Circuit Court of Appeals for the Fourth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Fourth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Shawkee Manufacturing Company, Glenshaw Glass Company, McKee Glass Company, et al., Petitioners, vs. Hartford-Empire Company.

922 — On petition for writ of certiorari to the United States Circuit Court of Appeals for the Third Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Third Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Willoughby Camera Stores, Inc., Petitioner, vs. The United States.

926 — On petition for writ of certiorari to the Court of Customs and Patent Appeals.

On consideration of the petition for a writ of certiorari herein to the Court of Customs and Patent Appeals, and of the argument of counsel thereupon had,

It is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

J. S. Brock, State Bank Commissioner, et al., Petitioners,
928 vs.
Harry Wainer.

On petition for writ of certiorari to the Supreme Court of the State of Louisiana.

On consideration of the petition for a writ of certiorari herein to the Supreme Court of the State of Louisiana, and of the argument of counsel thereupon had,

It is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Utilities Power & Light Corporation and Mary A. Walsh, Petitioners,
929 vs.
Irving Trust Company, as Trustee of the National Public Service Corporation, et al.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Second Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Utilities Power & Light Corporation and Mary A. Walsh, Petitioners,
930 vs.
Irving Trust Company, as Trustee of the National Public Service Corporation, et al.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Second Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Boston & Maine Railroad, Petitioner,

933 vs.

Nellie O. Fernald, as Administratrix of the Goods, Chattels and Credits which were of Harry E. Fernald, Deceased.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Second Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

W. E. Brusselback, Petitioner,

934 vs.

Chicago Joint Stock Land Bank, et al.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Seventh Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Seventh Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Missouri Pacific Railroad Company, Petitioner,

939 vs.

Beulah Benson.

On petition for writ of certiorari to the Supreme Court of the State of Missouri.

On consideration of the petition for a writ of certiorari herein to the Supreme Court of the State of Missouri, and of the argument of counsel thereupon had,

It is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Continental Casualty Company, Petitioner,
941 vs. On petition for writ of certiorari
The United States of America, for the to the United States Circuit Court
Use of W. Howard Ainsworth, Trustee of Appeals for the Seventh Circuit.
for Estate of Louis Busch, et al., etc.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Seventh Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Jacob Hershon, Trustee in Bankruptcy
of Sterling Bedding Shops, Inc., On petition for writ of certiorari
Bankrupt, Petitioner, to the United States Circuit Court
961 vs. of Appeals for the Second Circuit.
Anne Abelson.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Second Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Manhattan Properties, Inc., Petitioner,
505 vs.
Irving Trust Company, as Trustee, etc.;

Samuel R. Brown, et al., Petitioners,
506 vs.
Irving Trust Company, as Trustee, etc.

A petition for rehearing having been filed in these causes,

Upon consideration thereof, it is ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

William J. McGarrity, Administrator, etc., Appellant,

635 vs.

Delaware River Bridge Commission, et al.

A petition for rehearing having been filed in this cause,

Upon consideration thereof, It is ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Hartford Accident & Indemnity Company, et al., Appellants,

650 vs.

Delta & Pine Land Company.

A petition for rehearing having been filed in this cause,

Upon consideration thereof, It is ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

The People of the State of New York, ex rel. Dexter Blagden, Appellant,

905 vs.

Thomas M. Lynch, et al., etc.

A petition for rehearing having been filed in this cause,

Upon consideration thereof, it is ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

The Chief Justice also announced the following order:

Order.

It is ordered that the call of the docket be suspended for the term on Friday, May 11th next and that the Court will take a recess from Monday, May 14th until Monday, May 21st and from that day as may be ordered.

Per Mr. Chief Justice Hughes.

State of Arizona, Complainant,

— Original. vs.

State of California, et al.

The motion for leave to file brief of the City of Denver as amicus curiae herein was submitted by Mr. Clarence N. Goodwin in that behalf.

Indian Valley Railroad Company, Appellant,

867 vs.

The United States of America, et al.

This case was submitted by Mr. John L. McNab for the appellant, and by Mr. Solicitor General Biggs, Mr. Assistant Attorney General Stephens, Mr. Carl McFarland, Mr. M. S. Huberman, Mr. Mac Asbill, Mr. Daniel W. Knowlton, and Mr. Edward M. Reidy, for the appellees.

The Fairport, Painesville & Eastern Railroad Company, Petitioner,

820 vs.

Mayme F. Meredith.

The argument of this case was continued by Mr. Atlee Pomerene for the petitioner; by Mr. David F. Anderson for the respondent; and concluded by Mr. Elbert F. Blakely for the petitioner.

Mrs. Margaret Shea Lynch, Petitioner,

855 vs.

The United States of America.

This case was argued by Mr. Rowland W. Pixel for the petitioner, and by Mr. Solicitor General Biggs for the respondent.

Sam Wilner, in his own right and as administrator, etc., Petitioner,

861 vs.

The United States of America.

This case was argued by Mr. Edward H. S. Martin for the petitioner, and by Mr. Solicitor General Biggs for the respondent.

Proclamation being made the C[illegible]

Pursuant to adjournment the Court met at the Capitol.

PRESENT:

The Honorable Charles E. Hughes, Chief Justice,
Willis Van Devanter,
James C. McReynolds,
Louis D. Brandeis,
George Sutherland, Associate Justices.
Pierce Butler,
Harlan F. Stone,
Owen J. Roberts,
Benjamin N. Cardozo,
Frank K. Green, Esquire, Marshal,
Charles Elmore Cropley, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. Clarence M. Fisher, It is ordered that Ralph L. Dugger, Esquire, of Washington, District of Columbia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Jesse I. Miller, It is ordered that Abbee W. Talamo, Esquire, of Worcester, State of Massachusetts, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Charles Fahy, It is ordered that A. W. Walker, Jr., Esquire, of Austin, State of Texas, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Dwight L. Savage, It is ordered that Martin C. White, Esquire, of Tyler, State of Texas, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. William S. Bennet, It is ordered that Samuel B. Hill, Esquire, of Waterville, State of Washington, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Fletcher Riley, It is ordered that Sam L. Wilhite, Esquire, of Anadarko, State of Oklahoma, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. George J. Feldman, It is ordered that Irving J. Levy, Esquire, of Washington, District of Columbia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Fletcher Riley, It is ordered that R. L. Lawrence, Esquire, of Anadarko, State of Oklahoma, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Abbot P. Mills, It is ordered that Mannie C. Scofield, Esquire, of Inverness, State of Florida, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. William L. Hill, It is ordered that James C. Adkins, Esquire, of Gainesville, State of Florida, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. George A. Dondero, It is ordered that Maurine L. Jones, Esquire, of Flint, State of Michigan, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. John F. Dockweiler, It is ordered that Beatrice Montgomery Nix, of Los Angeles, State of California, be admitted to practice as an Attorney and Counsellor of this Court, and she was sworn accordingly.

On motion first made to the Court in this behalf by Mr. John F. Dockweiler, It is ordered that Lloyd S. Nix, Esquire, of Los Angeles, State of California, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Erwin N. Griswold, It is ordered that Chauncey Newlin, Esquire, of New York City, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. A. B. Hayes, It is ordered that George R. Darnell, Esquire, of Tucson, State of Arizona, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Erwin N. Griswold, It is ordered that Russell D. Morrill, Esquire, of New York City, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Donald H. McLean, It is ordered that Louis Spiegel, Esquire, of Newark, State of New Jersey, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Donald H. McLean, It is ordered that David Roskein, Esquire, of Newark, State of New Jersey, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Raphael M. O'Hara, It is ordered that Solomon Tully, Esquire, of Buffalo, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. W. A. Ayres, It is ordered that J. Wirth Sargent, Esquire, of Wichita, State of Kansas, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. J. Hamilton Lewis, It is ordered that William L. Sullivan, Esquire, of Chicago, State of Illinois, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. J. Hamilton Lewis, It is ordered that Oscar F. Nelson, Esquire, of Chicago, State of Illinois, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Erwin N. Griswold, It is ordered that Milton Handler, Esquire, of New York City, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Robert N. Miller, It is ordered that Percy Newhall Booth, Esquire, of Louisville, State of Kentucky, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Fletcher Riley, It is ordered that Roscoe E. Harper, Esquire, of Tulsa, State of Oklahoma, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

John F. O'Ryan, as Commissioner of Police Department of the City of New York, et al., Petitioners,
815 vs.
Mills Novelty Company.

On writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

It is ordered that the parties respectively show cause before this Court on Monday, May 14th, 1934, at twelve o'clock noon, why the writ of certiorari herein should not be dismissed by reason of the effect of recent legislation of the State of New York upon the decree of injunction.

Per Mr. Chief Justice Hughes.

State of Ohio, Public Utilities Commission of Ohio, et al., Appellants,
868 vs.
The United States of America, et al.;
The United States of America, et al., Appellants,
886 vs.
State of Ohio, Public Utilities Commission of Ohio, et al.

Four hours were allowed for oral argument of these cases. The argument was commenced by Mr. John W. Bricker for appellant, the State of Ohio; continued by Mr. Ernest S. Ballard for appellants, Eastern Ohio Coal Operators Association, et al.; by Mr. Clan Crawford for the appellant, Wheeling and Lake Erie Railway Co.; by Mr. H. Austin Hauxhurst for the appellant Empire Sheet & Tin Plate Co.; by Mr. J. Stanley Payne for the appellees, The United States and Interstate Commerce Commission; by Mr. August G. Gutheim for the appellees, Western Pennsylvania Coal Traffic Bureau, et al.; and Public Service Commission of the Commonwealth of Pennsylvania; by Mr. Alexander M. Bull for the appellees, Robert C. Hill, et al., Receivers of the Consolidation Coal Co., et al.; and concluded by Mr. Guernsey Orcutt for the appellees, Pennsylvania Railroad Company, et al.

Guy T. Helvering, Commissioner of Internal Revenue, Petitioner,

873 vs.

New York Trust Company, Trustee, etc.;

The New York Trust Company, as Trustee, etc., Petitioner,

899 vs.

Guy T. Helvering, Commissioner of Internal Revenue.

The argument of these cases was commenced by Mr. Erwin N. Griswold for the petitioner in No. 873 and the respondent in No. 899.

Proclamation being made the Court is adjourned until tomorrow at 12 o'clock.

Pursuant to adjournment the Court met at the Capitol.

PRESENT:

The Honorable Charles E. Hughes, Chief Justice,
Willis Van Devanter,
James C. McReynolds,
Louis D. Brandeis,
George Sutherland,
Pierce Butler,
Harlan F. Stone,
Owen J. Roberts,
Benjamin N. Cardozo,
Associate Justices.
Frank K. Green, Esquire, Marshal,
Charles Elmore Cropley, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. David Andrew Simmons, It is ordered that E. J. Fountain, Jr., Esquire, of Houston, State of Texas, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. George F. Thompson, It is ordered that Ira A. Schiller, Esquire, of New York City, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. William W. Millan, It is ordered that James H. Mulally, Esquire, of St. Paul, State of Minnesota, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Harold M. Stephens, It is ordered that L. R. Martineau, Jr., Esquire, of Los Angeles, State of California, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Charles F. Wilson, It is ordered that Charles A. Carroll, Esquire, of Miami, State of Florida, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. John Philip Hill, It is ordered that Raymond Schroeder, Esquire, of Newark, State of New Jersey, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Harold M. Stephens, It is ordered that John O. Moran, Esquire, of San Francisco, State of California, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Charles F. Wilson, It is ordered that Crate D. Bowen, Esquire, of Miami, State of Florida, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Heber H. Rice, It is ordered that Rolla D. Campbell, Esquire, of Huntington, State of West Virginia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. William J. Driver, It is ordered that Hamilton E. Little, Esquire, of Memphis, State of Tennessee, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Solicitor General Biggs, It is ordered that H. Claude Horack, Esquire, of Durham, State of North Carolina, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Harold M. Stephens, It is ordered that Hammond E. Chaffetz, Esquire, of Washington, District of Columbia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

Guy T. Helvering, Commissioner of Internal Revenue, Petitioner,
873 vs.
New York Trust Company, Trustee, etc.;
The New York Trust Company, as Trustee, etc., Petitioner,
899 vs.
Guy T. Helvering, Commissioner of Internal Revenue.

The argument of these cases was continued by Mr. Erwin N. Griswold for the petitioner in No. 873 and the respondent in No. 899; and concluded by Mr. Chauncey Newlin for the respondent in No. 873 and the petitioner in No. 899.

The State of Texas, Railroad Commission of the State of Texas, et al., Appellants,
920 vs.
The United States of America, et al.

This case was argued by Mr. A. R. Stout for the appellants; by Mr. Assistant Attorney General Stephens for the appellees, The United States and Interstate Commerce Commission; and by Mr. Samuel W. Moore for the appellees, Kansas City Southern Railway Company, et al. Leave was granted the United States to file a supplemental brief by Friday.

Bertha Meyer Smith, Petitioner,
742 vs.
The United States of America.

This case was argued by Mr. James J. Crossley for the petitioner, and by Mr. Will C. Beardslee for the respondent.

Proclamation being made the Court is adjourned until tomorrow at 12 o'clock.

Pursuant to adjournment the Court met at the Capitol.

PRESENT:

The Honorable Charles E. Hughes, Chief Justice,
Willis Van Devanter,
James C. McReynolds,
Louis D. Brandeis,
George Sutherland, Associate Justices.
Pierce Butler,
Harlan F. Stone,
Owen J. Roberts,
Benjamin N. Cardozo,
Frank K. Green, Esquire, Marshal,
Charles Elmore Cropley, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. Ralph C. Pennoyer, It is ordered that J. J. Graham, Esquire, of Washington, District of Columbia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Richard S. Folsom, It is ordered that James J. McCarron, Esquire, of Washington, District of Columbia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. John F. Dockweiler, It is ordered that Lon A. Brooks, Esquire, of Los Angeles, State of California, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. F. Ryan Duffy, It is ordered that Bauer F. Bullinger, Esquire, of Milwaukee, State of Wisconsin, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. R. A. Van Orsdel, It is ordered that John Carlisle Pryor, Esquire, of Burlington, State of Iowa, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. George W. Offutt, It is ordered that Jerome Edmond Johnstone, Esquire, of Washington, District of Columbia, be admitted to practice as an Attorney and Coun sellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. F. Ryan Duffy, It is ordered that Edwin Eames Peterson, Esquire, of New York City, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Thomas Edmonds Turpin, It is ordered that Joseph L. Kaplan, Esquire, of Boston, State of Massachusetts, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. H. E. Hackney, It is ordered that James M. Kane, Esquire, of Washington, District ofColumbia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

J. M. Lee, as Comptroller of the State of Florida, Appellant,
944 vs.
John P. Bickell, et al., etc.

This case was argued by Mr. J. V. Keen and Mr. H. E. Carter for the appellant, and by Mr. Charles A. Carroll for the appellees.

Proclamation being made the Court is adjourned until Monday, May 14 next, at 12 o'clock.

MONDAY, MAY 14, 1934 -

Pursuant to adjournment the Court met at the Capitol.

PRESENT:

The Honorable Charles E. Hughes, Chief Justice,
Willis Van Devanter,
Louis D. Brandeis,
George Sutherland,
Pierce Butler,
Harlan F. Stone,
Owen J. Roberts,
Benjamin N. Cardozo, Associate Justices.
Frank K. Green, Esquire, Marshal,
Charles Elmore Cropley, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. Theodore K. Bryant, It is ordered that B. D. Emanuel, Esquire, of Anderson, State of Indiana, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Ashby Williams, It is ordered that Edward T. Miller, Esquire, of Easton, State of Maryland, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Wesley E. Disney, It is ordered that Rufus L. Slaughter, Esquire, of Tulsa, State of Oklahoma, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Peyton R. Evans, It is ordered that Scott W. Hovey, Esquire, of Kansas City, State of Missouri, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Robert A. Littleton, It is ordered that Jacob Morris Alper, Esquire, of Chattanooga, State of Tennessee, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Ben Cravens, It is ordered that Theron W. Agee, Esquire, of Van Buren, State of Arkansas, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Hatton W. Sumners, It is ordered that J. H. Campbell, Esquire, of Franklin, State of Tennessee, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. W. J. Sears, It is ordered that Paul D. Barns, Esquire, of Miami, State of Florida, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. William W. Arnold, It is ordered that Eugene Daney, Jr., Esquire, of San Diego, State of California, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

The Chief Justice announced the following orders of the Court:

Indian Valley Railroad Company,
Appellant,
867 vs.
The United States of America,
Interstate Commerce Commission, et al.

Appeal from the District Court of the United States for the Northern District of California.

This cause came on to be heard on the transcript of the record from the District Court of the United States for the Northern District of California, and was argued by counsel.

On consideration whereof, It is ordered, adjudged, and decreed by this Court that the decree of the said District Court in this cause be, and the same is hereby, affirmed.

Per Mr. Chief Justice Hughes.

Georgia Roberts, by her next friend,
Margaret H. Roberts, et al.,
Appellants,
975 vs.
Washington Trust Company.

Appeal from the Supreme Court of the State of Pennsylvania.

This cause came on to be heard on the transcript of the record from the Supreme Court of the State of Pennsylvania, and on motion to dismiss which was argued by counsel.

On consideration whereof, It is now here ordered by this Court that the motion to dismiss the appeal herein be, and the same is hereby, granted.

And it is further ordered that the appeal herein be, and the same is hereby, dismissed for the want of jurisdiction.

Per Mr. Chief Justice Hughes.

Georgia Roberts, by her next friend,
Margaret H. Roberts, et al., Appellants, vs. Washington Trust Company. 975 — Appeal from the Supreme Court of the State of Pennsylvania.

Treating the appeal papers herein from the Supreme Court of the State of Pennsylvania as an application for a writ of certiorari;

On consideration thereof, It is ordered by this Court that the said application for writ of certiorari be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

The Chief Justice said:

"The other orders of the Court appear upon the list certified to by the Chief Justice and filed with the Clerk and will not be announced orally."

United States of America, ex rel. Burton Gallivan, Petitioner,
vs.
Henry C. Hill, Warden of United States Northeastern Penitentiary at Lewisburg, Pa. 1003

On consideration of the motion for leave to proceed further herein in forma pauperis,

It is ordered by this Court that the said motion be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

United States of America, ex rel.
Burton Gallivan, Petitioner, vs. Henry C. Hill, Warden of United States Northeastern Penitentiary, at Lewisburg, Pa. 1002 — On petition for writ of certiorari to the United States Circuit Court of Appeals for the Third Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Third Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Taft Benton, Petitioner,

1008 vs.

The United States of America.

On consideration of the motion for leave to proceed further herein in forma pauperis,

It is ordered by this Court that the said motion be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Taft Benton, Petitioner, — On petition for writ of certiorari

1008 vs. — to the United States Circuit Court

The United States of America. — of Appeals for the Fourth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Fourth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Guy T. Helvering, Commissioner of Internal Revenue, Petitioner,

946 vs.

Leland Powers, Executor, et al.

Order allowing certiorari.

The petition herein for a writ of certiorari to the United States Circuit Court of Appeals for the First Circuit is granted. And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

Irving Trust Company, as Trustee in Bankruptcy of Outfitters Operating Realty Co., Inc., Petitioner,

969 vs.

A. W. Perry, Inc.

Order allowing certiorari.

The petition herein for a writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit is granted. And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

United States of America, ex rel. New York Warehouse, Wharf and Terminal Association, Inc., et al.,

Petitioners,

903 vs.

George H. Dern, Secretary of War.

On petition for writ of certiorari to the Court of Appeals of the District of Columbia.

On consideration of the petition for a writ of certiorari herein to the Court of Appeals of the District of Columbia, and of the argument of counsel thereupon had,

It is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

George E. Golding,

Petitioner,

907 vs.

The United States.

On petition for writ of certiorari to the Court of Claims.

On consideration of the petition for a writ of certiorari herein to the Court of Claims and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Marian Fell Vans Agnew, as Executrix of the Last Will and Testament of P. A. Vans Agnew, Deceased, Petitioner,
936 vs.
Fort Myers Drainage District, a Florida Drainage District.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Fifth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Fifth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Louis D. Glanz, Petitioner,
938 vs.
United American Trust & Savings Bank, Home Bank and Trust Company, et al.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Seventh Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Seventh Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

D. C. Gray, Trustee for Griswold Oil Corporation, Bankrupt, etc., Petitioner,
940 vs.
Geo. C. Hopkins, Individually and as Collector of Internal Revenue for the Second United States Internal Revenue Collection District of Texas.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Fifth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Fifth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

American National Insurance Company,

Petitioner,

945 vs.

James W. Bass, Collector of Internal Revenue.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Fifth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Fifth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Maricopa County, Arizona, et al.,

Petitioners,

947 vs.

The Phoenix Savings Bank and Trust Company.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Ninth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Ninth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Maricopa County, Arizona, et al.,

Petitioners,

948 vs.

The Phoenix National Bank.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Ninth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Ninth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Maricopa County, Arizona, et al., Petitioners, vs. The Valley Bank & Trust Company. — On petition for writ of certiorari to the United States Circuit Court of Appeals for the Ninth Circuit.

949

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Ninth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Maricopa County, Arizona, et al., Petitioners, vs. The First National Bank of Arizona at Phoenix. — On petition for writ of certiorari to the United States Circuit Court of Appeals for the Ninth Circuit.

950

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Ninth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Maricopa County, Arizona, et al., Petitioners, vs. The Tempe National Bank. — On petition for writ of certiorari to the United States Circuit Court of Appeals for the Ninth Circuit.

951

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Ninth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Pima County, Arizona, et al., Petitioners, vs. Southern Arizona Bank & Trust Company. — On petition for writ of certiorari to the United States Circuit Court of Appeals for the Ninth Circuit.

952

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Ninth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

City Bank Farmers Trust Company, as Executor of the Last Will and Testament of Evelyn Bostwick Voronoff, Deceased, Petitioner, vs. Frank Collis Bowers, as Executor of the Last Will and Testament of Frank K. Bowers, Deceased. — On petition for writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

960

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Second Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Grace Ferrand, Petitioner, vs. New York Life Insurance Company. — On petition for writ of certiorari to the United States Circuit Court of Appeals for the Eighth Circuit.

967

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Eighth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

The Chief Justice also announced the following order:

Order.

The Court will take a recess from Monday, May 21st until Monday, May 28th next and from that day until Monday, June 4th upon which day it will adjourn for the term.

No motions, except motions for admission to practice, will be received after Monday, May 28th next.

Per Mr. Chief Justice Hughes.

John F. O'Ryan, as Commissioner of Police, etc., et al., Petitioners,
815 vs.
Mills Novelty Company.

The returns to rules to show cause herein were presented.

Proclamation being made the Court is adjourned until Monday, May 21 next, at

Pursuant to adjournment the Court met at the Capitol.

PRESENT:

The Honorable Charles E. Hughes, Chief Justice,
Willis Van Devanter,
James C. McReynolds,
Louis D. Brandeis,
George D. Sutherland, Associate Justices.
Pierce Butler,
Harlan F. Stone,
Owen J. Roberts,
Benjamin N. Cardozo,
Frank K. Green, Esquire, Marshal,
Charles Elmore Cropley, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. Ira L. Ewers, It is ordered that Edward C. Kelly, Esquire, of Medford, State of Oregon, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Charles Morris Ireland, Jr., It is ordered that George H. Zeutzius, Esquire, of Green Bay, State of Wisconsin, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Joshua R. H. Potts, It is ordered that Basel H. Bruno, Esquire, of Chicago, State of Illinois, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Walter W. McCaslin, It is ordered that Alexander Austin Burch, Esquire, of Dublin, State of Georgia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. William Merrick Parker, It is ordered that George Hurley, Esquire, of Providence, State of Rhode Island, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Walter A. Koons, It is ordered that Paul R. Conway, Esquire, of New York City, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Horace A. Dodge, It is ordered that George L. DeMott, Esquire, of Washington, District of Columbia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Ray W. Nedrow, It is ordered that William J. Bannan, Esquire, of Waltham, State of Massachusetts, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Ray W. Nedrow, It is ordered that John J. Flynn, Esquire, of Waltham, State of Massachusetts, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Wm. I. Traeger, It is ordered that John L. McConigle, Esquire, of Los Angeles, State of California, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. William H. King, It is ordered that Maurice R. Barnes, Esquire, of Washington, District of Columbia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Horace A. Dodge, It is ordered that Parker Dodge, Esquire, of Washington, District of Columbia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Richard S. Doyle, It is ordered that Frederick V. Arber, Esquire, of Peoria, State of Illinois, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Solicitor General Biggs, It is ordered that Frederick Z. Marx, Esquire, of Chicago, State of Illinois, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Erwin N. Griswold, It is ordered that Frederick Bernays Wiener, Esquire, of Providence, State of Rhode Island, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. W. A. Ayres, It is ordered that Paul J. Wall, Esquire, of Wichita, State of Kansas, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Tom Connally, It is ordered that Wm. P. Hamblen, Esquire, of Houston, State of Texas, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Edward R. Burke, It is ordered that Hawthorne Arey, Esquire, of Omaha, State of Nebraska, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

The Columbus Gas and Fuel Company,

Appellant, Appeal from the Supreme Court of the

937 vs. State of Ohio.

The Public Utilities Commission of

Ohio and The City of Columbus, Ohio.

This cause came on to be heard on the transcript of the record from the Supreme Court of the State of Ohio, and was argued by counsel.

On consideration whereof, It is now here ordered, adjudged, and decreed by this Court that the decree of the said Supreme Court, in this cause, be, and the same is hereby, reversed with costs; and that this cause be, and the same is hereby, remanded to the said Supreme Court for further proceedings not inconsistent with the opinion of this Court.

Per Mr. Justice Cardozo,

Mr. Justice McReynolds and Mr. Justice Butler concur in the result.

Mr. Justice Van Devanter and Mr. Justice Sutherland took no part in the consideration or decision of this case.

Radio Corporation of America, American

Telephone and Telegraph Company and On writ of certiorari to the United

DeForest Radio Company, Petitioners, States Circuit Court of Appeals for

619 vs. the Second Circuit.

Radio Engineering Laboratories, Inc.

This cause came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Second Circuit, and was argued by counsel.

On consideration whereof, It is ordered, adjudged, and decreed by this Court that the decree of the said United States Circuit Court of Appeals, in this cause, be, and the same is hereby, reversed with costs, and that the decree of the District Court of the United States for the Eastern District of New York, in this cause, be, and the same is hereby, affirmed.

And it is further ordered that this cause be, and the same is hereby, remanded to the said District Court for further proceedings in conformity with the opinion of this Court.

Per Mr. Justice Cardozo,

The Chief Justice took no part in the co. sideration or decision of this case.

J. M. Lee, as Comptroller of the State of Florida, Appellant, vs. John P. Bickell, George B. Buchanan, Alfred W. Mansfield, et al., etc. 944

Appeal from the District Court of the United States for the Northern District of Florida.

This cause came on to be heard on the transcript of the record from the District Court of the United States for the Northern District of Florida, and was argued by counsel.

On consideration whereof, It is ordered, adjudged, and decreed by this Court that the decree of the said District Court in this cause be, and the same is hereby, modified as indicated in the opinion of this Court and, as thus modified, affirmed with costs.

And it is further ordered that thiscause be, and the same is hereby, remanded to the said District Court for further proceedings in conformity with the opinion of this Court.

Per Mr. Justice Cardozo.

Oklahoma Gas and Electric Company, Oklahoma Natural Gas Company, W. T. Phillips, Jr., et al., etc., Appellants, vs. Oklahoma Packing Company, Formerly Wilson & Co., Inc. of Oklahoma, Wilson & Co., Inc., of Oklahoma, et al. 832

Appeal from the District Court of the United States for the Western District of Oklahoma.

This cause came on to be heard on the transcript of the record from the District Court of the United States for the Western District of Oklahoma, and was argued by counsel.

On consideration whereof, It is ordered, adjudged, and decreed by this Court that the decree of the said District Court in this cause be, and the same is hereby, vacated, costs to be taxed against the appellants; and that this cause be, and the same is hereby, remanded to the said District Court for further proceedings to be taken independently of Sec. 266 of the Judicial Code.

Per Mr. Justice Stone.

S. M. Nickey, W. E. Nickey, Mrs.
Orpha L. Nickey, et al., Appellants,
298 vs.
The State of Mississippi.

Appeal from the Supreme Court of the State of Mississippi.

This cause came on to be heard on the transcript of the record from the Supreme Court of the State of Mississippi, and was argued by counsel.

On consideration whereof, It is now here ordered, adjudged, and decreed by this Court that the decree of the said Supreme Court, in this cause, be, and the same is hereby, affirmed with costs, and interest, until paid, at the same rate per annum that similar decrees bear in the courts of the State of Mississippi.

Per Mr. Justice Stone.

Guy T. Helvering, Commissioner of Internal Revenue,
Petitioner,
689 vs.
The Independent Life Insurance Company.

On writ of certiorari to the United States Circuit Court of Appeals for the Sixth Circuit.

This cause came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Sixth Circuit, and was argued by counsel.

On consideration whereof, It is ordered, adjudged, and decreed by this Court that the decree of the said United States Circuit Court of Appeals, in this cause, be, and the same is hereby, reversed; and that this cause be, and the same is hereby, remanded to the said Circuit Court of Appeals for further proceedings in conformity with the opinion of this Court.

Per Mr. Justice Butler.

Dissenting: Mr. Justice McReynolds.

Rockford Life Insurance Company, Petitioner, vs. Commissioner of Internal Revenue. On writ of certiorari to the United States Circuit Court of Appeals for the Seventh Circuit.

722

This cause came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Seventh Circuit, and was argued by counsel.

On consideration whereof, It is ordered and adjudged by this Court that the judgment of the said United States Circuit Court of Appeals, in this cause, be, and the same is hereby, affirmed; and that this cause be, and the same is hereby, remanded to the said Circuit Court of Appeals.

Per Mr. Justice Butler.

The State of Ohio, Complainant, vs. Guy T. Helvering, Commissioner of Internal Revenue. On motion for leave to file bill of complaint and on rule to show cause thereupon issued.

— Original.

On consideration of the motion for leave to file the bill of complaint herein, and the return to the rule to show cause;

It is ordered by this Court that the rule to show cause be discharged and that the motion for leave to file the bill of complaint be, and the same is hereby, denied.

Per Mr. Justice Sutherland.

Mr. Justice Stone concurs in the result.

The State of Arizona, Complainant, — Original. vs. The State of California, et al.

On motion for leave to file bill to perpetuate testimony and on rule to show cause thereupon issued.

On consideration of the motion for leave to file bill to perpetuate testimony herein and the returns to the rule to show cause;

It is ordered by this Court that the rule to show cause be discharged and that the motion for leave to file bill to perpetuate testimony be, and the same is hereby, denied.

Per Mr. Justice Brandeis.

Eastman Kodak Company, Eastman Kodak Company of New York, and Eastman Kodak Stores, Inc., Petitioners, 709 vs. Charles B. Bray.

On writ of certiorari to the United States Circuit Court of Appeals for the Third Circuit.

This cause came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Third Circuit, and was argued by counsel.

On consideration whereof, It is ordered and adjudged by this Court that the judgment of the said United States Circuit Court of Appeals, in this cause, be, and the same is hereby, reversed with costs, and that the judgment of the District Court of the United States for the Eastern District of Pennsylvania, in this cause, be, and the same is hereby, affirmed.

And it is further ordered that this cause be, and the same is hereby, remanded to the said District Court for further proceedings in conformity with the opinion of this Court.

Per Mr. Justice McReynolds.

Bertha Meyer Smith, Petitioner, vs. The United States of America. — On writ of certiorari to the United States Circuit Court of Appeals for the Ninth Circuit. 742

This cause came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Ninth Circuit, and was argued by counsel.

On consideration whereof, It is ordered and adjudged by this Court that the judgment of the said United States Circuit Court of Appeals, in this cause, be, and the same is hereby, affirmed; and that this cause be, and the same is hereby, remanded to the District Court of the United States for the District of Oregon.

Per Mr. Justice McReynolds.

The Principality of Monaco, Plaintiff, vs. The State of Mississippi. — Original. On motion for leave to file declaration and on rule to show cause thereupon issued.

On consideration of the motion for leave to file the declaration herein, the return to the rule to show cause, and the argument of counsel thereupon had;

It is ordered by this Court that the rule to show cause be discharged and that the motion for leave to file the declaration be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

The Chief Justice announced the following orders of the Court:

John F. O'Ryan, as Commissioner of Police, etc., et al., Petitioners, vs. Mills Novelty Company. 815

On writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

This cause came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Second Circuit, and was argued by counsel.

On consideration whereof, It is ordered, adjudged, and decreed by this Court that the decree of the said United States Circuit Court of Appeals, in this cause, be, and the same is hereby, reversed without costs to either party; and that this cause be, and the same is hereby, remanded to the District Court of the United States for the Eastern District of New York with direction to dismiss the bill of complaint without prejudice and without costs to either party.

Per Mr. Chief Justice Hughes.

E. B. Dill, Appellant, vs. People of the State of Colorado. 991

Appeal from the Supreme Court of the State of Colorado.

This cause came on to be heard on the transcript of the record from the Supreme Court of the State of Colorado, and was argued by counsel.

On consideration whereof, It is now here ordered and adjudged by this Court that the appeal herein be, and the same is hereby, dismissed for the want of a substantial Federal question.

Per Mr. Chief Justice Hughes.

W. B. Dill,

Appellant,

991 vs.

The People of the State of Colorado.

Appeal from the Supreme Court of the State of Colorado.

Treating the appeal papers herein from the Supreme Court of the State of Colorado as an application for a writ of certiorari insofar as such papers seek review in respect to asserted denial of rights under the Federal Constitution by rulings of the Supreme Court of Colorado not involving the validity of any statute of the state;

On consideration whereof, It is ordered by this Court that the said application for writ of certiorari be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

1004

Ex Parte: Lester Richard Steckler and Hilary Joseph Gaudin, Appellants.

Appeal from the Supreme Court of the State of Louisiana.

This cause came on to be heard on the transcript of the record from the Supreme Court of the State of Louisiana, and was argued by counsel.

On consideration whereof, It is now here ordered and adjudged by this Court that the appeal herein be, and the same is hereby, dismissed for the reason that the decision of the State court sought here to be reviewed was based upon a non-federal ground adequate to support it.

Per Mr. Chief Justice Hughes.

William D. Comer, Appellant,

1025 vs.

The State of Washington.

Appeal from the Supreme Court of the State of Washington.

This cause came on to be heard on the transcript of the record from the Supreme Court of the State of Washington, and was argued by counsel.

On consideration whereof, It is now here ordered and adjudged by this Court that the appeal herein be, and the same is hereby, dismissed for the want of a substantial Federal question.

Per Mr. Chief Justice Hughes.

The Chief Justice said:

"The other orders of the Court appear upon the list certified to by the Chief Justice and filed with the Clerk and will not be announced orally."

Gypsy Oil Company, Appellant,
843 vs.
Oklahoma Tax Commission, et al.

Appeal from the District Court of the United States for the Northern District of Oklahoma.

Order.

It is ordered that the per curiam opinion of this Court, delivered May 7, 1934, in this cause, be and it is hereby amended to read as follows:

"Per curiam: The decree dismissing the bill of complaint is modified so as to provide that the complaint is dismissed upon the ground that the District Court was without jurisdiction because the requisite jurisdictional amount was not involved. Healy v. Ratta; decided April 30, 1934. As so modified, the decree is affirmed."

Per Mr. Chief Justice Hughes.

Walter J. Patten, Petitioner,
1044 vs.
The United States.

On consideration of the motion for leave to proceed further herein in forma pauperis,

It is ordered by this Court that the said motion be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Walter J. Patten, Petitioner,
1044 vs.
The United States of America.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Sixth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Sixth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

The United States of America, Appellant,

985 vs.

Jacob Troy.

The United States of America, Appellant,

986 vs.

Jacob Troy.

In these cases probable jurisdiction is noted.

Per Mr. Chief Justice Hughes.

City Bank Farmers Trust Company, executor, etc., Appellant,

1020 vs.

William A. Schnader, Attorney General, etc., et al.

In this case probable jurisdiction is noted.

Per Mr. Chief Justice Hughes.

Arthur Mattson, Appellant,

1011 vs.

Department of Labor and Industries of the State of Washington.

Further consideration of the question of the jurisdiction of this Court in this case is postponed to the hearing of the case on the merits.

Per Mr. Chief Justice Hughes.

The Metropolitan Casualty Insurance Company of New York, Petitioner,

962 vs.

Kenneth V. Brownell, as Receiver of the Peoples National Bank and Trust Company.

Order allowing certiorari.

The petition herein for a writ of certiorari to the United States Circuit Court of Appeals for the Seventh Circuit is granted. And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

Harold L. Ickes, as Secretary of the Interior, Petitioner,
973 vs.
Virginia-Colorado Development Corporation.

Order allowing certiorari.

The petition herein for a writ of certiorari to the Court of Appeals of the District of Columbia is granted. And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

W. D. Striplin, Petitioner,
859 vs.
Lawrenceburg Warehouse Company and United States Fidelity and Guaranty Company.

On petition for writ of certiorari to the Supreme Court of the State of Tennessee.

On consideration of the petition for a writ of certiorari herein to the Supreme Court of the State of Tennessee, and of the argument of counsel thereupon had,

It is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Bausch & Lomb Optical Company, Petitioner,
917 vs.
The United States.

On petition for writ of certiorari to the Court of Claims.

On consideration of the petition for a writ of certiorari herein to the Court of Claims and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Hyman Dunn,
Petitioner,
932 vs.
Interstate Bond Co., et al.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Fifth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Fifth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Unity School of Christianity (WOQ),
Petitioner,
953 vs.
Federal Radio Commission and the Radio Station KFH Company, Intervener.

On petition for writ of certiorari to the Court of Appeals of the District of Columbia.

On consideration of the petition for a writ of certiorari herein to the Court of Appeals of the District of Columbia, and of the argument of counsel thereupon had,

It is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Renault Duncan,
Petitioner,
957 vs.
The United States of America.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Ninth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Ninth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

M. G. McNair, as Receiver of the
First National Bank of St. Augustine, Petitioner,
966 vs.
Hubert William Carcaba, Eduardo Felix Carcabe and Lulu G. Solla.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Fifth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Fifth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

New York Central Railroad Company, Petitioner,
970 vs.
Burton B. Jerrell.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Second Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Manufacturers Trust Company, as Trustee, etc., Petitioner,
972 vs.
Herman S. Bachrach.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Second Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

M. C. McNair, as Receiver of the First National Bank of St. Augustine, Florida, Petitioner,
976 vs.
J. M. Davis.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Fifth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Fifth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Navigazione Libera Triestina Societa Anonyme and S.S. "Carso", Her Engines, etc., Petitioners,
1006 vs.
N. S. Monahos, C. S. Carbatas and D. S. Courcoutas, Co-partners, etc.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Second Circuit, and of the Argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Navigazione Libera Triestina Societa Anonyme, Petitioner,
1007 vs.
F. Romeo & Co., Inc.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Second Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Guy T. Helvering, Commissioner of Internal Revenue, Petitioner,

18 vs.

Northern Coal Company;

Guy T. Helvering, Commissioner of Internal Revenue, Petitioner,

19 vs.

G. H. Sprague & Son Company;

Guy T. Helvering, Commissioner of Internal Revenue, Petitioner,

20 vs.

United States Refractories Corporation;

Guy T. Helvering, Commissioner of Internal Revenue, Petitioner,

21 vs.

Oswego and Syracuse Railroad Company.

The motion for leave to file petition for rehearing herein was submitted by Mr. Solicitor General Biggs for the petitioner.

Proclamation being made the Court is adjourned until Monday, May 28, next,

Pursuant to adjournment the Court met at the Capitol.

PRESENT:

The Honorable Charles E. Hughes, Chief Justice,
Willis Van Devanter,
Louis D. Brandeis,
George Sutherland,
Pierce Butler, Associate Justices.
Harlan F. Stone,
Owen J. Roberts,
Benjamin N. Cardozo,
Frank K. Green, Esquire, Marshal,
Charles Elmore Cropley, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. John H. Burnett, It is ordered that Myron C. Ehrlich, Esquire, of Washington, District of Columbia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. John H. Burnett, It is ordered that E. Russel Kelly, Esquire, of Washington, District of Columbia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Max Rhoade, It is ordered that Philip M. Kleinfeld, Esquire, of New York City, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Max Rhoade, It is ordered that Samuel Kramer, Esquire, of New York City, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. James R. Bell, It is ordered that Chas. L. Miner, Esquire, of New York City, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Elmer Theodore Kemper, It is ordered that William Boyd Duff, Esquire, of Wilkinsburg, State of Pennsylvania, be admitted to practice as an Attorney and Counsellor of this Court and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Samuel H. Cady, It is ordered that Samuel Becker, Esquire, of Milwaukee, State of Wisconsin, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Henry C. Finkel, It is ordered that Benjamin Kaplan, Esquire, of Boston, State of Massachusetts, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. W. D. Jamieson, It is ordered that Warner Marshall, Esquire, of Pittsburgh, State of Pennsylvania, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Henry C. Finkel, It is ordered that Harris Miller, Esquire, of Boston, State of Massachusetts, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. W. D. Jamieson, It is ordered that Earle F. Gill, Esquire, of Madison, State of Wisconsin, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Gregory Hankin, It is ordered that Kleanon Isaacs, Esquire, of Cincinnati, State of Ohio, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. William M. Leahy, It is ordered that John M. Scoble, Esquire, of New York City, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Henry C. Finkel, It is ordered that Miss Evelyn I. Berman, of Boston, State of Massachusetts, be admitted to practice as an Attorney and Counsellor of this Court, and she was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Bernard F. Carvey, It is ordered that Edward Louis Stephens, Esquire, of Richmond, State of Virginia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Lionel Aubrey Norman, It is ordered that Miss K. Courtenay Johnston, ~~Esquire~~, of New York City, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and she was sworn accordingly.

On motion first made to the Court in this behalf by Mr. George O. Compton, It is ordered that Miss Jessie Levy, of Indianapolis, State of Indiana, be admitted to practice as an Attorney and Counsellor of this Court, and she was sworn accordingly.

On motion first made to the Court in this behalf by Mr. William Allen Tarver, It is ordered that Geo. W. Wilson, Esquire, of Charlotte, State of North Carolina, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Ross Collins, It is ordered that Richard G. Wooton, Esquire, of Hattiesburg, State of Mississippi, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. William L. Hill, It is ordered that Mrs. Helen Hunt West, of Jacksonville, State of Florida, be admitted to practice as an Attorney and Counsellor of this Court, and she was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Charles C. Collins, It is ordered that J. Allen Davis, Esquire, of Los Angeles, State of California, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Ira L. Ewers, It is ordered that Oscar B. Wiren, Esquire, of New York City, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Solicitor General Biggs, It is ordered that Paul F. Due, Esquire, of Baltimore, State of Maryland, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Solicitor General Biggs, It is ordered that J. Francis Ireton, Esquire, of Baltimore, State of Maryland, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Joseph C. McGarraghy, It is ordered that Louis N. Jaffe, Esquire, of Brooklyn, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Randolph Bias, It is ordered that Homer A. Holt, Esquire, of Charleston, State of West Virginia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Hugh H. Obear, It is ordered that Geo. S. Shackelford, Jr., Esquire, of Roanoke, State of Virginia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. William H. King, It is ordered that Isaac M. Stewart, Esquire, of Salt Lake City, State of Utah, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Thomas L. Blanton, It is ordered that Andrew M. Howsley, Esquire, of Albany, State of Texas, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. R. C. Fulbright, It is ordered that Elwood Fouts, Esquire, of Houston, State of Texas, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. William H. King, It is ordered that Charles F. Boots, Esquire, of Ellwood City, State of Pennsylvania, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Peyton R. Evans, It is ordered that Elijah Anthony, Esquire, of Jamestown, State of Rhode Island, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

International Milling Company, Petitioner, vs. Columbia Transportation Company. — On writ of certiorari to the Supreme Court of the State of Minnesota.

561

This cause came on to be heard on the transcript of the record from the Supreme Court of the State of Minnesota, and was argued by counsel.

On consideration whereof, It is now here ordered and adjudged by this Court that the judgment of the said Supreme Court, in this cause be, and the same is hereby, reversed with costs; and that this cause be, and the same is hereby, remanded to the said Supreme Court for further proceedings not inconsistent with the opinion of this Court.

Per Mr. Justice Cardozo.

Burns Mortgage Company, Inc., Petitioner, vs. Erwin M. Fried. — On writ of certiorari to the United States Circuit Court of Appeals for the Third Circuit.

786

This cause came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Third Circuit, and was argued by counsel.

On consideration whereof, It is ordered and adjudged by this Court that the judgment of the said United States Circuit Court of Appeals, in this cause, be, and the same is hereby, reversed with costs; and that this cause be, and the same is hereby, remanded to the District Court of the United States for the Eastern District of Pennsylvania for further proceedings in conformity with the opinion of this Court.

Per Mr. Justice Roberts.

State of Ohio, Public Utilities Commission of Ohio, The Wheeling and Lake Erie Railway Company, et al., Appellants, vs. The United States of America, Interstate Commerce Commission, the Baltimore and Ohio Railroad Company, et al.

868 — Appeal from the District Court of the United States for the Southern District of Ohio.

This cause came on to be heard on the transcript of the record from the District Court of the United States for the Southern District of Ohio, and was argued by counsel.

On consideration whereof, It is ordered, adjudged, and decreed by this Court that the decrees of the said District Court in this cause be, and the same are hereby, affirmed.

Per Mr. Justice Roberts.

The United States of America, Interstate Commerce Commission, The Public Service Commission of the Commonwealth of Pennsylvania, et al., Appellants, vs. State of Ohio, Public Utilities Commission of Ohio, The Wheeling and Lake Erie Railway Company, et al.

886 — Appeal from the District Court of the United States for the Southern District of Ohio.

This cause came on to be heard on the transcript of the record from the District Court of the United States for the Southern District of Ohio, and was argued by counsel.

On consideration whereof, It is ordered, adjudged, and decreed by this Court that the appeal herein be, and the same is hereby, dismissed.

Per Mr. Justice Roberts.

Illinois Commerce Commission, Public Service Commission (of Indiana), Board of Trade of the City of Chicago, and Acme Steel Company, Appellants,
787 vs.
The United States of America, The Alton Railroad Company, The Atchison, Topeka and Santa Fe Railway Company.

Appeal from the District Court of the United States for the Northern District of Illinois.

This cause came on to be heard on the transcript of the record from the District Court of the United States for the Northern District of Illinois, and was argued by counsel.

On consideration whereof, It is ordered, adjudged, and decreed by this Court that the decree of the said District Court in this cause be, and the same is hereby, affirmed.

Per Mr. Justice Stone.

Urey Woodson, as Alien Property Custodian of the UnitedStates, and W. A. Julian, as Treasurer of the United States,
Petitioners,
795 vs.
Deutsche Gold Und Silber Scheidenastalt Vormals Roessler, a Corporation, Frankfurt a/Main, Germany.

On writ of certiorari to the Court of Appeals of the District of Columbia.

This cause came on to be heard on the transcript of the record from the Court of Appeals of the District of Columbia, and was argued by counsel.

On consideration whereof, It is now here ordered, adjudged, and decreed by this Court that the decree of the said Court of Appeals, in this cause be, and the same is hereby, reversed; and that this cause be, and the same is hereby, remanded to the Supreme Court of the District of Columbia with directions to dismiss the bill.

Per Mr. Justice Butler.

Guy T. Helvering, Commissioner of Internal Revenue, Petitioner,
873 vs.
New York Trust Company, as Trustee Under Trust Indenture, Dated December 24, 1921, by and Between Conrad Henry Matthiessen and Said The New York Trust Company.

On writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

This cause came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Second Circuit, and was argued by counsel.

On consideration whereof, It is ordered and adjudged by this Court that the judgment of the said United States Circuit Court of Appeals, in this cause, be, and the same is hereby, affirmed; and that this cause be, and the same is hereby, remanded to the said Circuit Court of Appeals.

Per Mr. Justice Butler.

Dissenting opinion by Mr. Justice Roberts in which Mr. Justice Brandeis and Mr. Justice Stone concur.

The New York Trust Company, as Trustee Under Trust Indenture, dated December 24, 1921, by and Between Conrad Henry Matthiessen and said the New York Trust Company, Petitioner,
899 vs.
Guy T. Helvering, Commissioner of Internal Revenue.

On writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

This cause came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Second Circuit, and was argued by counsel.

On consideration whereof, It is ordered and adjudged by this Court that the judgment of the said United States Circuit Court of Appeals, in this cause, be, and the same is hereby, affirmed; and that this cause be, and the same is hereby, remanded to the said Circuit Court of Appeals.

Per Mr. Justice Butler.

Dissenting opinion by Mr. Justice Roberts in which Mr. Justice Brandeis and Mr. Justice Stone concur.

Lewis Reynolds,

Petitioner, On writ of certiorari to the

734 vs. Court of Claims.

The United States.

This cause came on to be heard on the transcript of the record from the Court of Claims, and was argued by counsel.

On consideration whereof, It is now here ordered and adjudged by this Court that the judgment of the said Court of Claims in this cause, be, and the same is hereby, reversed; and that this cause be, and the same is hereby, remanded to the said Court of Claims with directions to enter judgment for the petitioner.

Per Mr. Justice Sutherland.

Dissenting: Mr. Justice Stone and Mr. Justice Cardozo.

New Colonial Ice Company, Inc.,

Petitioner, On writ of certiorari to the United

547 vs. States Circuit Court of Appeals for

Guy T. Helvering, Commissioner of the Second Circuit.

Internal Revenue.

This cause came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Second Circuit, and was argued by counsel.

On consideration whereof, It is ordered and adjudged by this Court that the judgment of the said United States Circuit Court of Appeals, in this cause, be, and the same is hereby, affirmed; and that this cause be, and the same is hereby, remanded to the said Circuit Court of Appeals.

Per Mr. Justice VanDevanter.

W. B. Worthen Company, Agent; George G. Worthen and Mollie P. Worthen, Appellants, vs. Mrs. W. D. Thomas. 856 — Appeal from the Supreme Court of the State of Arkansas.

This cause came on to be heard on the transcript of the record from the Supreme Court of the State of Arkansas, and was argued by counsel.

On consideration whereof, It is now here ordered and adjudged by this Court that the judgment of the said Supreme Court, in this cause, be, and the same is hereby, reversed with costs; and that this cause be, and the same is hereby, remanded to the said Supreme Court for further proceedings not inconsistent with the opinion of this Court.

Per Mr. Chief Justice Hughes.

Concurring opinion by Mr. Justice Sutherland in which Mr. Justice Van Devanter, Mr. Justice McReynolds, and Mr. Justice Butler join.

The Chief Justice announced the following orders of the Court:

United States Fidelity & Guaranty Company, Appellant, vs. City of Toledo, Fidelity & Deposit Company of Maryland and the Aetna Casualty & Surety Company. 978 — Appeal from the Supreme Court of the State of Ohio.

This cause came on to be heard on the transcript of the record from the Supreme Court of the State of Ohio, and was argued by counsel.

On consideration whereof, It is now here ordered and adjudged by this Court that the appeal herein be, and the same is hereby, dismissed for the want of a substantial Federal question.

Per Mr. Chief Justice Hughes.

Standard Surety & Casualty
Company, Appellant,
979 vs.
City of Toledo, Fidelity & Deposit Company of Maryland and the Aetna Casualty & Surety Company.

Appeal from the Supreme Court of the State of Ohio.

This cause came on to be heard on the transcript of the record from the Supreme Court of the State of Ohio, and was argued by counsel.

On consideration whereof, It is now here ordered and adjudged by this Court that the appeal herein be, and the same is hereby, dismissed for the want of a substantial Federal question.

Per Mr. Chief Justice Hughes.

National Surety Company, Appellant,
980 vs.
City of Toledo, Fidelity & Deposit Company of Maryland the Aetna Casualty & Surety Company.

Appeal from the Supreme Court of the State of Ohio.

This cause came on to be heard on the transcript of the record from the Supreme Court of the State of Ohio, and was argued by counsel.

On consideration whereof, It is now here ordered and adjudged by this Court that the appeal herein be, and the same is hereby, dismissed for the want of a substantial federal question.

Per Mr. Chief Justice Hughes.

Guardian Casualty Company, Appellant,

981 vs. Appeal from the Supreme Court of the

City of Toledo, Fidelity & Deposit Company of Maryland and the Aetna Casualty & Surety Company. State of Ohio.

This cause came on to be heard on the transcript of the record from the Supreme Court of the State of Ohio, and was argued by counsel.

On consideration whereof, It is now here ordered and adjudged by this Court that the appeal herein be, and the same is hereby, dismissed for the want of a substantial Federal question.

Per Mr. Chief Justice Hughes.

George S. Van Schaick, Superintendent of Insurance of the State of New

York, et al., Appellants, Appeal from the Supreme Court of the

982 vs. State of Ohio.

City of Toledo, Fidelity & Deposit Company of Maryland and the Aetna Casualty & Surety Company.

This cause came on to be heard on the transcript of the record from the Supreme Court of the State of Ohio, and was argued by counsel.

On consideration whereof, It is now here ordered and adjudged by this Court that the appeal herein be, and the same is hereby, dismissed for the want of a substantial Federal question.

Per Mr. Chief Justice Hughes.

The Chief Justice said:

"The other orders of the Court appear upon the list certified to by the Chief Justice and filed with the Clerk and will not be announced orally."

Guy T. Helvering, Commissioner of Internal Revenue, Petitioner,
18 vs.
Northern Coal Co.;
Guy T. Helvering, Commissioner of Internal Revenue, Petitioner,
19 vs.
C. H. Sprague & Son Co.;
Guy T. Helvering, Commissioner of Internal Revenue, Petitioner,
20 vs.
United States Refractories Corporation;
Guy T. Helvering, Commissioner of Internal Revenue, Petitioner,
21 vs.
Oswego and Syracuse Railroad Co.

Order.

The petition for rehearing in these cases is entertained, and the cases are set for hearing on the questions raised in the petition for rehearing and the answers thereto, including the question of the construction and effect of the provisions of section 1005 of the Revenue Act of 1926, on October 8, 1934, after the cases heretofore assigned for that day, and will then be heard with the same effect as though the hearing on said petition had taken place at this term of court.

Per Mr. Chief Justice Hughes.

Joseph Poresky, Complainant,
— Original. vs.
Elisha H. Brewster, Judge, etc.

On consideration of the motion for leave to file the bill of complaint in this cause,

It is ordered by this Court that the said motion be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

State of Wisconsin, et al., Complainants,
5, Original. vs.
State of Illinois and Sanitary District of Chicago;
State of Michigan, et al., Complainants,
7, Original. vs.
State of Illinois and Sanitary District of Chicago;
State of New York, et al., Complainants,
8, Original. vs.
State of Illinois and Sanitary District of Chicago.

The supplemental report of defendants relative to modification in sequence of construction program procedure is received and ordered filed.

Per Mr. Chief Justice Hughes

Henry Davis, Petitioner,
1056 vs.
A. C. Aderhold, Warden, United States Penitentiary, Atlanta, Georgia.

On consideration of the motion for leave to proceed further herein in forma pauperis,

It is ordered by this Court that the said motion be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Henry Davis, Petitioner, On petition for writ of certiorari
1056 vs. to the United States Circuit Court
A. C. Aderhold, Warden, United States of Appeals for the Fifth Circuit.
Penitentiary, Atlanta, Ga.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Fifth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Henry Long, Petitioner,

1078 vs.

The State of Michigan.

On consideration of the motion for leave to proceed further herein in forma pauperis,

It is ordered by this Court that the said motion be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Henry Long, Petitioner,

1078 vs.

The State of Michigan.

On petition for writ of certiorari to the Supreme Court of the State of Michigan.

On consideration of the petition for a writ of certiorari herein to the Supreme Court of the State of Michigan, and of the argument of counsel thereupon had,

It is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Robert C. Gillis, as Receiver of Western Oil and Refining Company, Petitioner,

994 vs.

State of California.

Order allowing certiorari.

The petition herein for a writ of certiorari to the United States Circuit Court of Appeals for the Ninth Circuit is granted, and the case is assigned for argument on Monday, October 8th next, after the cases heretofore assigned for that day.

And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

Humble Oil & Refining Company, Petitioner, vs. George H. Campbell, Receiver of World Oil Company, Inc., et al. — On petition for writ of certiorari to the United States Circuit Court of Appeals for the Fifth Circuit.

1046

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Fifth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petitionbe, and the same is hereby, denied for failure to comply with Rule 38, paragraph 2, of the rules of this Court.

Per Mr. Chief Justice Hughes.

People of the State of Illinois, ex rel. Jack J. Cobine, Appellant, vs. Peter J. Angsten, Chairman, et al.

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On consideration of the application for the allowance of an appeal herein,

It is ordered by this Court that the said motion be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

People of the State of Illinois, ex rel. Jack J. Cobine, Petitioner, vs. Peter J. Angsten, Chairman, Joseph Lisack, August J. Hummer, et al. — On petition for writ of certiorari to the Supreme Court of the State of Illinois.

1083

On consideration of the petition for a writ of certiorari herein to the Supreme Court of the State of Illinois, and of the argument of counsel thereupon had,

It is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Mrs. Etta Moore Barry and Lecartie Butler Barry, Petitioners,
808 vs.
The United States of America.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Sixth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Sixth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Floyd Hurst, Petitioner,
955 vs.
D. P. Davis Properties, J. M. Kesson, Receiver, etc., et al.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Fifth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Fifth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Standard Pipe Line Company, Inc., Petitioner,
974 vs.
W. M. Burnett.

On petition for writ of certiorari to the Supreme Court of the State of Arkansas.

On consideration of the petition for a writ of certiorari herein to the Supreme Court of the State of Arkansas, and of the argument of counsel thereupon had,

It is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

The Washington Loan and Trust Company,
Trustee of the Estate of Benjamin
Pickman Mann, Deceased, Petitioner,
983 vs.
W. B. Allman, as Receiver of the
Departmental Bank.

On petition for writ of certiorari to the Court of Appeals of the District of Columbia.

On consideration of the petition for a writ of certiorari herein to the Court of Appeals of the District of Columbia, and of the argument of counsel thereupon had,

It is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Washington Gas Light Company,
Petitioner,
992 vs.
Gladys H. Dann, Administratrix of
the Estate of Wallace Dann, Deceased.

On petition for writ of certiorari to the Court of Appeals of the District of Columbia.

On consideration of the petition for a writ of certiorari herein to the Court of Appeals of the District of Columbia, and of the argument of counsel thereupon had,

It is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

The Texas Company,
Petitioner,
993 vs.
Edward Roos.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Fifth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Fifth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Minnie E. Simpson, et al.,
Petitioners,
995 vs.
David L. Stern, Abner Drury Company, Randall H. Hagner, Trustee, etc., et al.

On petition for writ of certiorari to the Court of Appeals of the District of Columbia.

On consideration of the petition for a writ of certiorari herein to the Court of Appeals of the District of Columbia, and of the argument of counsel thereupon had,

It is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Mary F. Alexander,
Petitioner,
996 vs.
Missouri State Life Insurance Company.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Seventh Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Seventh Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Johnson, Drake & Piper, Inc.,
Petitioner,
1005 vs.
Guy T. Helvering, Commissioner of Internal Revenue.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Eighth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Eighth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

John Telman,
Petitioner,
1009 vs.
The United States of America.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Tenth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Tenth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Violet Goldsmith,
Petitioner,
1010 vs.
New York Life Insurance Company.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Eighth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Eighth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

United States Radiator Corporation,
Petitioner,
1021 vs.
Pruett H. Henderson and Louise Ezzell Henderson.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Tenth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Tenth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Chicago, Milwaukee, St. Paul &
Pacific Railroad Company,
Petitioner,
1031 vs.
Annie O'Connor, as Special Administratrix
of the Estate of Timothy O'Connor,
deceased, et al.

On petition for writ of certiorari to the Supreme Court of the State of Minnesota.

On consideration of the petition for a writ of certiorari herein to the Supreme Court of the State of Minnesota, and of the argument of counsel thereupon had,

It is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

United British Steamship Company, Ltd.,
as Claimant of the British Steamer
"Framlington Court", Petitioner,
1043 vs.
Newfoundland Export & Shipping
Company, Ltd., et al.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Fifth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Fifth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

W. D. Sanders, Petitioner,
106 vs.
Armour Fertilizer Works and National Fire Insurance Company.

A petition for rehearing having been filed in this cause,

On consideration thereof, it is ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Robert J. McKnett, Petitioner,

597 vs.

St. Louis & San Francisco Railway Company.

A petition for rehearing having been filed in this cause,

On consideration thereof, it is ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Annie Sauder, Administratrix, etc., et al., Petitioners,

660 vs.

Mid-Continent Petroleum Corporation.

A petition for rehearing having been filed in this cause,

On consideration thereof, it is ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Spring City Foundry Company, Petitioner,

727 vs.

Commissioner of Internal Revenue;

Spring City Foundry Company, Petitioner,

728 vs.

Commissioner of Internal Revenue.

A petition for rehearing having been filed in these causes,

On consideration thereof, it is ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Georgia Roberts, by her next friend, Margaret H. Roberts, et al., Appellants,
975 vs.
Washington Trust Company.

A petition for rehearing having been filed in this cause,

On consideration thereof, it is ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Russell Tyson, et al., etc., Petitioners,
1026 vs.
Commissioner of Internal Revenue;
Russell Tyson, et al., etc., Petitioners,
1027 vs.
Commissioner of Internal Revenue;
Russell Tyson, et al., etc., Petitioners,
1028 vs.
Commissioner of Internal Revenue.

On consideration of the motion for an extension of time within which to file respondent's brief in these cases,

It is ordered by this Court that the said motion be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

John F. O'Ryan, as Commissioner of Police, etc., et al., Petitioners,
815 vs.
Mills Novelty Company.

On consideration of the motion for the immediate issuance of the mandate in this cause,

It is ordered by this Court that the said motion be, and the same is hereby, granted, and that the mandate issue immediately.

Per Mr. Chief Justice Hughes.

Federal Radio Commission, Petitioner,

657, O.T. 1932. vs.

Nelson Brothers Bond & Mortgage Co. (Station WIBO);

Federal Radio Commission, Petitioner,

658, O.T. 1932. vs.

North Shore Church (Station WPCC);

Federal Radio Commission and Johnson-Kennedy Radio Corporation (Station WJKS), Petitioners,

659, O.T. 1932. vs.

Nelson Brothers Bond & Mortgage Company (Station WIBO);

Federal Radio Commission and Johnson-Kennedy Radio Corporation (Station WJKS), Petitioners,

660, O.T. 1932. vs.

North Shore Church (Station WPCC).

On consideration of the motions by Mr. August Swarz for leave to file petition for rehearing out of time in these causes; for leave to file cross petition for writs of certiorari; for leave to appoint and refer causes to special master; for rule on Federal Radio Commission to show cause why it took appeals; to vacate mandates prematurely issued; for temporary injunction restraining Johnson-Kennedy Corporation (Station WJKS) from using 560 KC; and for rule on Clerk of this Court to show cause why he refuses to enter appearance of August Swarz in these cases,

It is ordered by this Court that the said motions be, and the same are hereby, denied.

Per Mr. Chief Justice Hughes.

Proclamation being made the Court is adjourned until Monday, June 4th next at

Pursuant to adjournment the Court met at the Capitol.

PRESENT:

The Honorable Charles E. Hughes, Chief Justice,
Willis Van Devanter,
Louis D. Brandeis,
George Sutherland,
Pierce Butler,
Harlan F. Stone,
Owen J. Roberts,
Benjamin N. Cardozo,
Associate Justices.
Frank K. Green, Esquire, Marshal,
Charles Elmore Cropley, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. Henry B. Morrow, It is ordered that Alfred J. Loew, Esquire, of Floral Park, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Thomas W. Hardwick, It is ordered that John S. Adams, Esquire, of Dublin, State of Georgia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Charles A. Carson, It is ordered that M. J. Dougherty, Esquire, of Mesa, State of Arizona, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Edmund M. Toland, It is ordered that Joseph R. Jackson, Esquire, of New York City, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Edward Stafford, It is ordered that Newton M. Anderson, Esquire, of Los Angeles, State of California, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Vincent M. Miles, It is ordered that Earl R. Wiseman, Esquire, of Little Rock, State of Arkansas, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Vincent M. Miles, It is ordered that Louis Tarlowski, Esquire, of Little Rock, State of Arkansas, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. George A. King, It is ordered that John W. Gaskins, Esquire, of Washington, District of Columbia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Clifton A. Woodrum, It is ordered that Jas. C. Martin, Esquire, of Roanoke, State of Virginia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Ernest Lundeen, It is ordered that Wm. J. Grace, Esquire, of Chicago, State of Illinois, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Theodore B. Benson, It is ordered that Earl Clinton Crouter, Esquire, of Buffalo, State of Wyoming, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. William J. Driver, It is ordered that Leo J. Mundt, Esquire, of Helena, State of Arkansas, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Richard M. Duncan, It is ordered that Walter J. Cresham, Esquire, of Kansas City, State of Missouri, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. George Holden Tinkham, It is ordered that William E. Ginsburg, Esquire, of Boston, State of Massachusetts, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Luther A. Johnson, It is ordered that Charles C. Crenshaw, Esquire, of Lubbock, State of Texas, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Solicitor General Biggs, It is ordered that Brien McMahon, Esquire, of Norwalk, State of Connecticut, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Frederick Steiwer, It is ordered that Claude W. Barrick, Esquire, of Tillamook, State of Oregon, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. F. Ryan Duffy, It is ordered that Samuel Goldenberg, Esquire, of Milwaukee, State of Wisconsin, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. C. C. Dill, It is ordered that Martin F. Smith, Esquire, of Hoquiam, State of Washington, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Burton K. Wheeler, It is ordered that George A. Judson, Esquire, of Los Angeles, State of California, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Tom Connally, It is ordered that E. C. Street, Esquire, of Waco, State of Texas, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Ernest Lundeen, It is ordered that John J. McHale, Esquire, of Minneapolis, State of Minnesota, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Robert H. McNeill, It is ordered that Charles H. Reaves, Esquire, of Washington, District of Columbia, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Samuel Dickstein, It is ordered that Ruth Gottdiener, of New York City, State of New York, be admitted to practice as an Attorney and Counsellor of this Court, and she was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Albert E. Reitzel, It is ordered that Adaline F. York, of Boston, State of Massachusetts, be admitted to practice as an Attorney and Counsellor of this Court, and she was sworn accordingly.

The Fairport, Painesville & Eastern Railroad Company, Petitioner, vs. Mayme F. Meredith. 820

On writ of certiorari to the Court of Appeals of the State of Ohio, Seventh Judicial District.

This cause came on to be heard on the transcript of the record from the Court of Appeals of the State of Ohio, Seventh Judicial District, and was argued by counsel.

On consideration whereof, It is now here ordered and adjudged by this Court that the judgment of the said Court of Appeals, in this cause be, and the same is hereby, affirmed with costs.

Per Mr. Justice Sutherland.

John C. Lewis, as Receiver of the Hancock National Bank of Sparta, Georgia, Petitioner, vs. Fidelity & Deposit Company of Maryland. 802

On writ of certiorari to the United States Circuit Court of Appeals for the Fifth Circuit.

This cause came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Fifth Circuit, and was argued by counsel.

On consideration whereof, It is ordered and adjudged by this Court that the judgment of the said United States Circuit Court of Appeals, in this cause, be, and the same is hereby, affirmed with costs; and that this cause be, and the same is hereby, remanded to the District Court of the United States for the Middle District of Georgia.

Per Mr. Justice Brandeis.

Mrs. Margaret Shea Lynch, Petitioner, vs. The United States of America. — On writ of certiorari to the United States Circuit Court of Appeals for the Fifth Circuit.

855

This cause came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Fifth Circuit, and was argued by counsel.

On consideration whereof, It is ordered and adjudged by this Court that the judgment of the said United States Circuit Court of Appeals, in this cause, be, and the same is hereby, reversed; and that this cause be, and the same is hereby, remanded to the District Court of the United States for the Middle District of Georgia for further proceedings in conformity with the opinion of this Court.

Per Mr. Justice Brandeis.

Sam Wilner, in His Own Right and as Administrator of the Estate of Meyer Wilner, Deceased, Petitioner, vs. The United States of America. — On writ of certiorari to the United States Circuit Court of Appeals for the Seventh Circuit.

861

This cause came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Seventh Circuit, and was argued by counsel.

On consideration whereof, It is ordered and adjudged by this Court that the judgment of the said United States Circuit Court of Appeals, in this cause, be, and the same is hereby, reversed; and that this cause be, and the same is hereby, remanded to the District Court of the United States for the Northern District of Illinois for further proceedings in conformity with the opinion of this Court.

Per Mr. Justice Brandeis.

Concordia Fire Insurance Company,

Appellant, Appeal from the Supreme Court of the

12 vs. State of Illinois.

The People of the State of Illinois.

This cause came on to be heard on the transcript of the record from the Supreme Court of the State of Illinois, and was argued by counsel.

On consideration whereof, It is now here ordered and adjudged by this Court that the judgment of the said Supreme Court, in this cause, be, and the same is hereby, affirmed as to the taxes of 1923-1926 and reversed as to the tax of 1927; two thirds of the costs in this Court to be taxed against the Concordia Fire Insurance Co. and one third against the People of the State of Illinois.

And it is further ordered that this cause be, and the same is hereby, remanded to the said Supreme Court for further proceedings not inconsistent with the opinion of this Court.

Per Mr. Justice Van Devanter.

Dissenting in part: Mr. Justice Cardozo, Mr. Justice Brandeis, and Mr. Justice Stone.

The Chief Justice took no part in the consideration or decision of this case.

The State of Texas, Railroad Commission
of the State of Texas, et al.,

Appellants, Appeal from the District Court of the

920 vs. United States for the Western

The United States of America, District of Missouri.

Interstate Commerce Commission, et al.

This cause came on to be heard on the transcript of the record from the District Court of the United States for the Western District of Missouri, and was argued by counsel.

On consideration whereof, It is ordered, adjudged, and decreed by this Court that the decree of the said District Court in this cause be, and the same is hereby, affirmed.

Per Mr. Chief Justice Hughes.

The Chief Justice announced the following orders of the Court:

McClain Catterlin,

Appellant,

1064 vs.

The State of Ohio.

Appeal from the Supreme Court of the State of Ohio.

This cause came on to be heard on the transcript of the record from the Supreme Court of the State of Ohio, and was argued by counsel.

On consideration whereof, It is now here ordered and adjudged by this Court that the appeal herein be, and the same is hereby, dismissed for the want of a substantial federal question.

Per Mr. Chief Justice Hughes.

George Hall, alias George Manning,

Appellant,

1075 vs.

The People of the State of California.

Appeal from the Supreme Court of the State of California.

This cause came on to be heard on the transcript of the record from the Supreme Court of the State of California, and was argued by counsel.

On consideration whereof, It is now here ordered and adjudged by this Court that the appeal herein be, and the same is hereby, dismissed (1) for the want of a properly presented federal question, and (2) for the reason that the decision of the State court sought here to be reviewed was based upon a non-federal ground adequate to support it.

Per Mr. Chief Justice Hughes.

Guy T. Helvering, Commissioner of Internal Revenue, Petitioner,

964 vs.

Jasper H. Wiese.

Order allowing certiorari.

The petition herein for a writ of certiorari to the United States Circuit Court of Appeals for the Eighth Circuit is granted. And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

Guy T. Helvering, Commissioner of Internal Revenue, Petitioner,
964 vs.
Jasper H. Wiese.

On writ of certiorari to the United States Circuit Court of Appeals for the Eighth Circuit.

This cause came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Eighth Circuit, and was argued by counsel.

On consideration whereof, It is ordered and adjudged by this Court that the judgment of the said United States Circuit Court of Appeals, in this cause, be, and the same is hereby, reversed; and that this cause be, and the same is hereby, remanded to the said Circuit Court of Appeals for further proceedings in conformity with the opinion of this Court.

Per Mr. Chief Justice Hughes.

The Chief Justice said:

"The other orders of the Court appear upon th[illegible]stified to by the Chief Justice and filed with the Clerk and will not [illegible]nced orally."

Order.

It is Ordered that Rule 38 of the Rules of this Court be, and it is hereby, amended as follows, effective September 1, 1934, viz:

(1) That the heading of the said Rule be amended to read as follows:

"Review on writ of certiorari of decisions of State Courts, Circuit Courts of Appeals and the Court of Appeals of the District of Columbia.

(See Secs. 237(b) and 240(a) of the Judicial Code as amended by the Act of February 13, 1925; also Act of March 8, 1934, and Rules of Practice and Procedure, after plea of guilty, verdict or finding of guilt, in Criminal Cases brought in the District Courts of the United States and in the Supreme Court of the District of Columbia", promulgated May 7, 1934.)

(2) That paragraph 2 of the said Rule as amended to read as follows:

"2. The petition shall contain only a summary and short statement of the matter involved and the reasons relied on for the allowance of the writ. A supporting brief may be included in the petition, but, whether so included or presented separately, it must be direct, concise and in conformity with Rules 26 and 27. A failure to comply with these requirements will be a sufficient reason for denying the petition. See United States v. Rimer, 220 U.S. 547; Furness, Withy & Co. v. Yang Tsze Insurance Assn., 242 U.S. 430; Houston Oil Co. v. Goodrich, 245 U.S. 440; Layne & Bowler Corporation v. Western Well Works, 261 U.S. 387, 392; Magnum Import Co. v. Coty, 262 U.S. 159, 163; Southern Power Co. v. North Carolina Public Service Co., 263 U.S. 508. Forty printed copies of the petition and supporting brief shall be filed. The petition will be deemed in time when it, the record, and the supporting brief, are filed with the clerk within the period prescribed by section 8 of the Act of February 13, 1925, except that in cases of petition to this Court for writ of certiorari to review a judgment of a Circuit Court of Appeals or of the Court of Appeals of the District of Columbia in criminal cases within the provisions of the Act of March 8, 1934, the petition shall be made within the period prescribed pursuant to said Act in Rule XI of the Rules of Practice and Procedure promulgated May 7, 1934."

Per Mr. Chief Justice Hughes.

Lovell Landers and Addie Exum, Petitioners,

— vs.

The People of the State of New York.

On consideration of the petition for stay pending a petition for writ of certiorari, which was referred to the whole Court by Mr. Justice Stone,

It is ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Valdimir K. Jindra, Petitioner,

1074 vs.

The United States of America.

On consideration of the motion for leave to proceed further herein in forma pauperis,

It is ordered by this Court that the said motion be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Valdimir K. Jindra, Petitioner, — On petition for writ of certiorari

1074 vs. — to the United States Circuit Court of Appeals for the Fifth Circuit.

The United States of America.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Fifth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Philip H. Marcum, Petitioner,

1097 vs.

Maria S. Marcum, Dwight E. Rorer and Cyril S. Lawrence.

On consideration of the motion for leave to proceed further herein in forma pauperis,

It is ordered by this Court that the said motion be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Philip H. Marcum, Petitioner,
1097 vs.
Maria S. Marcum, Dwight E. Rorer and Cyril S. Lawrence.

On petition for writ of certiorari to the Court of Appeals of the District of Columbia.

On consideration of the petition for a writ of certiorari herein to the Court of Appeals of the District of Columbia, and of the argument of counsel thereupon had,

It is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Albert W. Hamilton, by Albert Hamilton, his Guardian at litem, et al., Appellants,

1076 vs.

The Regents of the University of California, et al.

Further consideration of the question of the jurisdiction of this Court in this case is postponed to the hearing of the case on the merits.

Per Mr. Chief Justice Hughes.

Fred L. Fox, in His Individual Right, etc., Appellant,
1092 vs.
Standard Oil Company of New Jersey;

Fred L. Fox, in His Individual Right, etc., Appellant,
1093 vs.
Gulf Refining Company.

In these cases probable jurisdiction is noted.

Per Mr. Chief Justice Hughes.

National Paper Products Company, Petitioner,
1037 vs.
Guy T. Helvering, Commissioner of Internal Revenue.

Order allowing certiorari.

The petition herein for a writ of certiorari to the United States Circuit Court of Appeals for the Ninth Circuit is granted. And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

Zellerbach Paper Company, Petitioner,
1038 vs.
Guy T. Helvering, Commissioner of Internal Revenue.

Order allowing certiorari.

The petition herein for a writ of certiorari to the United States Circuit Court of Appeals for the Ninth Circuit is granted.

And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

Zellerbach Paper Company, Petitioner,
1039 vs.
Guy T. Helvering, Commissioner of Internal Revenue.

Order allowing certiorari.

The petition herein for a writ of certiorari to the United States Circuit Court of Appeals for the Ninth Circuit is granted.

And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

Zellerbach Paper Company, as Transferee of A. S. Hopkins Company, Petitioner,
1040 vs.
Guy T. Helvering, Commissioner of Internal Revenue.

Order allowing certiorari. The petition herein for a writ of certiorari to the United States Circuit Court of Appeals for the Ninth Circuit is granted. And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

National Paper Products Company, Petitioner,
1041 vs.
Guy T. Helvering, Commissioner of Internal Revenue.

Order allowing certiorari. The petition herein for a writ of certiorari to the United States Circuit Court of Appeals for the Ninth Circuit is granted. And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

Brotherhood of Locomotive Firemen and Enginemen, David B. Robertson, Timothy Shea and Albert Phillips, Petitioners,
1033 vs.
Ella E. Pinkston.

Order allowing certiorari. The petition herein for a writ of certiorari to the United States Circuit Court of Appeals for the Sixth Circuit is granted. And it is further ordered that the duly certified copy of the transcript of the proceedings below which accompanied the petition shall be treated as though filed in response to such writ.

Per Mr. Chief Justice Hughes.

H. B. Nelson, Doing Business Under the Firm Name and Style of H. B. Nelson Construction Company, Petitioner,
965 vs.
Joseph Jadrijevics.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Fifth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Fifth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Neubert B. Morse and Old Colony Trust Company, Executors and Trustees Under the Last Will and Testament of Alfred B. Morse, Deceased, et al., Petitioners,
987 vs.
The United States.

On petition for writ of certiorari to the Court of Claims.

On consideration of the petition for a writ of certiorari herein to the Court of Claims and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Guardian Trust Company, A. J. Twerrell, Chase National Bank, et al., Petitioners,
997 vs.
Harry A. Keith, Mamie Keith, Drainage District No. 7 of Poinsett County, Arkansas, et al.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Eighth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Eighth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Frazier McIntosh, Petitioner,

998 vs. On petition for writ of certiorari

Russell B. Seymour, Trustee in Bankruptcy for the Estate of Frazier McIntosh, Bankrupt, et al. to the United States Circuit Court of Appeals for the Ninth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Ninth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Norman M. Bensinger, as Trustee, etc., and Rose Friedman, Petitioner,

999 vs. On petition for writ of certiorari

Charles D. Hilles, Eugene W. Leake and Charles E. Richardson, as Trustees in Bankruptcy, etc., et al. to the United States Circuit Court of Appeals for the Second Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Second Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

A. B. Banks, Petitioner, On petition for writ of certiorari

1000 vs. to the Supreme Court of the State of Arkansas.

The Corning Bank & Trust Company.

On consideration of the petition for a writ of certiorari herein to the Supreme Court of the State of Arkansas, and of the argument of counsel thereupon had,

It is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Cloudy Realty Corporation, Petitioner,
1001 vs.
Irving Trust Company, as Trustee in Bankruptcy of United Cigar Stores Company of America.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Second Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Bessie L. Ruwitch, Petitioner,
1002 vs.
Louis P. Brankel, Gustav Frankel, Herman S. Strauss, et al.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Seventh Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Seventh Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Millard F. Dunlap, Petitioner,
1012 vs.
The United States of America.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Seventh Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Seventh Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Dinshah P. Ghadiali, Petitioner, vs. The State of Delaware. — On petition for writ of certiorari to the Supreme Court of the State of Delaware.

1015

On consideration of the petition for a writ of certiorari herein to the Supreme Court of the State of Delaware, and of the argument of counsel thereupon had,

It is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Julius Glaser and Aaron Waldheim, Executors of the Estate of Davis Sommers, Deceased, Petitioners, vs. Commissioner of Internal Revenue. — On petition for writ of certiorari to the United States Circuit Court of Appeals for the Eighth Circuit.

1016

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Eighth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Charles M. Howell, Petitioner, vs. Guy T. Helvering, Commissioner of Internal Revenue. — On petition for writ of certiorari to the United States Circuit Court of Appeals for the Eighth Circuit.

1018

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Eighth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

The Gildersleeve Shipbuilding Company,
Owner of the Scow "Gildersleeve
No. 339", Petitioner,
1019 vs.
Scow "Katherine R. Hickey", Anthony
O'Boyle, Steam Canal Boat "Clinton", et al.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Second Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

United States of America, ex rel.
Jeriham Seeman, Alias Jack Seeman,
etc., Petitioner,
1023 vs.
Raymond J. Mulligan, United States
Marshal for the Southern District
of New York.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Second Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Harriet A. Frothingham,
Petitioner,
1024 vs.
Elizabeth C. Anthony.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the First Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the First Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Sallie Strickland Tricou,

Petitioner,

1029 vs.

Guy T. Helvering, Commissioner of Internal Revenue.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Ninth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Ninth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Petroleum Navigation Company,

Petitioner,

1030 vs.

Utility Oil Corporation.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Second Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

C. O. Carpenter, Receiver of Holston-Union National Bank of Knoxville, Tennessee, Petitioner,

1071 vs.

Davis S. Ladlum and Horace Edward Palmer, Receivers of Cadet Hosiery Company.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Third Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Third Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Louis B. Von Weise and Ella M. Jacoby,
as Executors of the Estate of Philip D. C. Ball, Deceased, Petitioners,
1036 vs.
Commissioner of Internal Revenue.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Eighth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Eighth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Consolidated Rendering Company,
Petitioner,
1013 vs.
The United States.

On petition for writ of certiorari to the Court of Claims.

On consideration of the petition for a writ of certiorari herein to the Court of Claims and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Ernest A. Bigelow, Petitioner,
1014 vs.
Frank Gollis Bowers, as Executor Under the Last Will and Testament of Frank K. Bowers, Deceased.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Second Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Matthew Thimgan,
Petitioner,
1017 vs.
The State of Nebraska.

On petition for writ of certiorari to the Supreme Court of the State of Nebraska.

On consideration of the petition for a writ of certiorari herein to the Supreme Court of the State of Nebraska, and of the argument of counsel thereupon had,

It is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

The Alcograph Company,
Petitioner,
1045 vs.
Western Electric Company, Inc.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Second Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Samuel Gottlieb, Executor and Trustee Under the Will of William F. McQuillen, Petitioner,
1047 vs.
Thomas W. White, Collector of Internal Revenue.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the First Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the First Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

E. Arthur Robinson, Trustee in Bankruptcy of the Estate of W. A. Webster Lumber Company, Petitioner,
1048 vs.
Waltham National Bank.

On petition for writ of certiorari to the Supreme Judicial Court of the State of Massachusetts.

On consideration of the petition for a writ of certiorari herein to the Supreme Judicial Court of the State of Massachusetts, and of the argument of counsel thereupon had,

It is now here ordered by this Court that the said petitionbe, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

E. Arthur Robinson, Trustee in Bankruptcy of the Estate of W. A. Webster Lumber Company, Petitioner,
1049 vs.
Waltham Trust Company.

On petition for writ of certiorari to the Supreme Judicial Court of the State of Massachusetts.

On consideration of the petition for a writ of certiorari herein to the Supreme Judicial Court of the State of Massachusetts, and of the argument of counsel thereupon had,

It is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Edmund R. Week and L. P. Moen, Administrator de bonis non of the Estate of John Arthur Week, Deceased, Petitioners,
1062 vs.
Guy T. Helvering, as Commissioner of Internal Revenue.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Ninth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Ninth Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

The Interstate Folding Box Company, Petitioner, vs. The Empire Box Corporation. 1095

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Seventh Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Seventh Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Russell Tyson, Arthur T. Aldis, Graham Aldis, et al., etc., Petitioners, vs. Commissioner of Internal Revenue. 1026

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Seventh Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Seventh Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Russell Tyson, Arthur T. Aldis, Graham Aldis, et al., etc., Petitioners, vs. Commissioner of Internal Revenue. 1027 -

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Seventh Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Seventh Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Russell Tyson, Arthur T. Aldis,
Graham Aldis, et al., etc.,
Petitioners,
1028 vs.
Commissioner of Internal Revenue.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Seventh Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Seventh Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Margaret A. Jamison, et al., Individually
and as Surviving Executrices of the
Estate of Christina Arbuckle,
Deceased, Petitioners,
1050 vs.
William H. Edwards, Formerly Collector
of Internal Revenue for the Second
District of New York.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Second Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Margaret A. Jamison, et al., Individually
and as Surviving Executrices of the
Estate of Christina Arbuckle, Deceased,
Petitioners,
1031 vs.
Frank Collis Bowers, as Executor of the
Last Will and Testament of Frank K. Bowers,
Deceased, Collector of Internal Revenue, etc.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Second Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Margaret A. Jamison, et al., Individually and as Surviving Executrices of the Estate of Christina Arbuckle, Deceased, Petitioner,

1052 vs.

John Z. Lowe, Jr., Formerly Collector of Internal Revenue for the Second District of New York.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Second Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Margaret A. Jamison, et al., Individually and as Administratrices of the Estate of Catherine A. Jamison, Deceased,

Petitioners,

1053 vs.

William H. Edwards, Formerly Collector of Internal Revenue for the Second District of New York.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Second Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Margaret A. Jamison, et al., Individually and as Administratrices of the Estate of Catherine A. Jamison, Deceased,

Petitioners,

1054 vs.

Frank Collis Bowers, as Executor of the Last Will and Testament of Frank K. Bowers, Deceased, Collector of Internal Revenue, etc.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Second Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Margaret A. Jamison, et al., Individually and as Administratrices of the Estate of Catherine A. Jamison, Deceased,

Petitioners,

1055 vs.

John Z. Lowe, Jr., Formerly Collector of Internal Revenue for the Second District of New York.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Second Circuit, and of the argument of counsel thereupon had, it is now here ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Alice Aschenbrenner, Petitioner,

578 vs.

United States Fidelity & Guaranty Company.

On consideration of the motion for leave to file a petition for rehearing in this cause,

It is ordered by this Court that the said motion be, and the same is hereby, granted.

Per Mr. Chief Justice Hughes.

Alice Aschenbrenner, Petitioner,

578 vs.

United States Fidelity & Guaranty Company.

A petition for rehearing having been filed in this cause,

On consideration thereof, it is ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Ruth Loughran, Petitioner,

565 vs.

John Loughran, Joseph Loughran, et al., etc.

A petition for rehearing having been filed in this cause,

On consideration thereof, It is ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Continental Castalty Company, Petitioner,

941 vs.

The United States of America, for the use of W. Howard Ainsworth, Trustee, etc.

A petition for rehearing having been filed in this cause,

On consideration thereof, it is ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Roy M. Wahlgren, Petitioner,

942 vs.

Bausch & Lomb Optical Company, et al.

A petition for rehearing having been filed in this cause,

On consideration thereof, It is ordered by this Court that the said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

The Chief Justice also announced the following order:

Illinois Commerce Commission, et al., Appellants,

787 vs.

The United States of America, et al.

On consideration of the motion for stay of the mandate in this cause,

It is ordered by this Court that the said motion be, and the same is hereby, denied.

Per Mr. Chief Justice Hughes.

Order.

All cases submitted and all business before the Court at this term having been disposed of,

It is ordered by this Court that all cases on the docket be, and they are hereby, continued to the next term.

Per Mr. Chief Justice Hughes.

Proclamation being made the Court is adjourned to the time and place appointed by law.